



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

June 29, 2018

To All Bond Counsel:

RE: Voter Affidavit for Applicable Water District Elections

We have revised the form of voter affidavit required by Section 49.1025 of the Texas Water Code, which directs an election officer for a water district confirmation election and any other jointly held election to provide the voter a form of affidavit to be completed. Section 49.1025 also requires the Office of the Attorney General to prescribe the form of the voter affidavit. Such form was originally published in the *Texas Register* on December 29, 2017. Based on consultation with the Secretary of State's office, we have made some revisions to the form, including (1) adding "if available" to the fourth sentence of item 5 with respect to voter identification documents, (2) adding an election judge as a person who may administer an oath authorized to be made at a polling place pursuant to section 32.074 of the Election Code, and (3) providing a Spanish translation of the form of affidavit. The updated form and translation have been published in the *Texas Register* at 43 *TexReg* 4491-4495, and are attached as Exhibit A. Please use the attached form for future elections. We will still accept affidavits previously executed using the prior version.

Sincerely,

A handwritten signature in cursive script that reads "Leslie Brock".

Leslie Brock  
Assistant Attorney General  
Chief, Public Finance Division

**IN**

**ADDITION**

The *Texas Register* is required by statute to publish certain documents, including applications to purchase control of state banks, notices of rate ceilings issued by the Office of Consumer Credit Commissioner, and consultant proposal requests and awards. State agencies also may publish other notices of general interest as space permits.

**Texas State Affordable Housing Corporation**

Notice of Request for Proposals

Notice is hereby given of a Request for Proposals (RFP) by the Texas State Affordable Housing Corporation (TSAHC) to qualified consulting firms to develop an application for 2018 Capital Magnet Fund (CMF) grant funding on behalf of TSAHC. The CMF is an initiative of the Community Development Financial Institutions (CDFI) Fund that provides grant funding on a competitive basis to support affordable housing and community revitalization projects for the benefit of low-income persons. A copy of the RFP can be found at <http://www.tsahc.org/about/plans-reports>.

The deadline for submissions in response to this RFP is **Friday, July 13, 2018 at 5:00 p.m. CDT**. Responses should be emailed to Katie Claffin at [kclaffin@tsahc.org](mailto:kclaffin@tsahc.org). Faxed responses will not be accepted. For questions or comments, please contact Katie Claffin at (512) 334-2152 or by email at [kclaffin@tsahc.org](mailto:kclaffin@tsahc.org).

TRD-201802779

David Long  
President

Texas State Affordable Housing Corporation  
June 20, 2018

◆ ◆ ◆  
**Office of the Attorney General**

Texas Water Code §49.1025 Voter Affidavit

Section 49.1025 of the Texas Water Code requires an election officer for a water district confirmation election and any other jointly held election to provide the voter a form of affidavit to be completed. The voter affidavit must include certain statements, including confirmation that the voter is not a developer of the property in the district and has not received monetary consideration from the developer for his or her vote in the election. Section 49.1025 requires the Office of the Attorney General to prescribe the form of the voter affidavit. The form of affidavit was originally published in the *Texas Register* on December 29, 2017, (42 TexReg 7772). In consultation with the Secretary of State's Office, some changes have been made and a Spanish translation has been added. The updated form of the Voter Affidavit is as follows:

VOTER AFFIDAVIT

STATE OF TEXAS §
COUNTY OF \_\_\_\_\_ §

I, \_\_\_\_\_, Swear or Affirm that:
Name of Voter

1. My Residence is \_\_\_\_\_,
Address
which is located within the territory of \_\_\_\_\_,
District Name

2. I moved into the District on \_\_\_\_\_, and I established my Residence within the
Date
District for at least thirty (30) days prior to the date of this election.

3. I understand that:
a. "Residence" means domicile, that is, one's home and fixed place of habitation to
which one intends to return after any temporary absence. (Texas Election Code
Section 1.015(a)); and
b. A person does not acquire a Residence in a place to which the person has come
for temporary purposes only and without the intention of making that place the
person's home. (Texas Election Code Section 1.015(d)).

4. On \_\_\_\_\_, I voted in the \_\_\_\_\_ election(s)
Date Description of Election(s)
held by this district.

5. I am a duly registered voter in \_\_\_\_\_ County, Texas. My voter
County Name
registration was effective as of the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. My voter
Day Month Year
registration number is \_\_\_\_\_. True and correct copies of my
Registration Number
voter registration certificate and another form of identification acceptable under state law,
if available, are attached to this affidavit. (Texas Election Code Section 63.0101). To the
best of my knowledge, I believe that my voter registration is effective on the date of this
election.

6. I am 18 years or older and a citizen of the United States of America. (Texas Election
Code Section 11.002(a)(1),(2)).

7. I have not been found by final judgment of a court to be totally mentally incapacitated or
partially mentally incapacitated without the right to vote. (Texas Election Code Section
11.002(a)(3)).

Form of Affidavit Pursuant to § 49.1025 Tex. Water Code

8. I have not been finally convicted of a felony or, if so convicted, I have fully discharged my sentence, including any term of incarceration, parole, or supervision, or completed a period of probation ordered by any court, or have been pardoned or otherwise released from the resulting disability to vote. *(Texas Election Code Section 11.002(a)(4), (b))*.
  
9. A "Developer of property in the District" means any person who owns land located within the District, and who has divided or proposes to divide the land into two or more parts for the purpose of laying out any subdivision or any tract of land or any addition to any town or city, or for laying out suburban lots or building lots, or any lots, streets, alleys, or parks or other portions intended for public use, or the use of purchasers or owners of lots fronting thereon or adjacent thereto. *(Texas Water Code Section 49.052(d))*.

I am not a Developer of property in the District, related within the third degree of affinity or consanguinity to a Developer of property in the District, or an employee of a Developer of property in the District. I have not received monetary consideration from a Developer of property in the District for my vote in this election.

10. I understand that making a false statement under oath, with intent to deceive and with knowledge of the statement's meaning, is a crime. *(Texas Penal Code Section 37.02)*.

By signing this affidavit, I swear or affirm, on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, that the above information and statements are true.

\_\_\_\_\_  
Signature of Voter

Sworn to and subscribed before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

[Notary Seal or Name and Title of Election Officer]

\_\_\_\_\_  
Notary Public, State of Texas, or Election Officer (other than Voter identified above)

Form of Affidavit Pursuant to § 49.1025 Tex. Water Code

## DECLARACIÓN JURADA PARA VOTANTE

ESTADO DE TEXAS §  
CONDADO DE \_\_\_\_\_ §  
§

Yo, \_\_\_\_\_, Juro o Afirmo que:  
Nombre del Votante

1. Mi Residencia es \_\_\_\_\_,  
Dirección  
ubicada dentro del territorio de \_\_\_\_\_.  
Nombre del Distrito
2. Me mudé al Distrito el \_\_\_\_\_, y establecí mi Residencia dentro  
Fecha (Mes/Día/Año)  
del Distrito por lo menos treinta (30) días antes de la fecha de esta elección.
3. Entiendo que:
  - a. "Residencia" significa domicilio, es decir, el hogar y lugar fijo de habitación al cual uno tiene la intención de regresar después de una ausencia temporal. (*Código de Elecciones de Texas Sección 1.0155(a)*); y
  - b. Una persona no adquiere una Residencia en un lugar al que la persona ha venido solo por fines temporales y sin intención de hacer que ese lugar sea el hogar de la persona. (*Código de Elección de Texas Sección 1.015(d)*).
4. El \_\_\_\_\_, yo voté en la elección(es) de \_\_\_\_\_  
Fecha (Mes/Día/Año) Descripción de la Elección(es)  
que se llevó acabo en este distrito.
5. Soy un votante debidamente registrado en el Condado \_\_\_\_\_ de Texas. Mi  
Nombre del Condado  
registro de votante fue efectivo a partir del \_\_\_\_\_ día de \_\_\_\_\_ del 20 \_\_\_\_\_. Mi  
número  
Día Mes Año  
de registro de votante es \_\_\_\_\_. Copias verdaderas y correctas de mi  
Número de Registración  
certificado de registro de votante y otra forma de identificación aceptable bajo la ley estatal, si está disponible, están adjuntas a esta declaración jurada. (*Código de Elección de Texas Sección 63.0101*). A mi mejor saber, creo que mi registro de votante está efectivo en la fecha de esta elección.
6. Tengo 18 años de edad o más y soy ciudadano de los Estados Unidos de América. (*Código de Elección de Texas Sección 11.002(a)(1),(2)*).

Formulario de Declaración Jurada para Votante, Conforme a § 49.1025 Código de Agua de Texas

7. No he sido declarado por dictamen de un tribunal de ser totalmente discapacitado mentalmente o parcialmente discapacitado mentalmente sin derecho al voto. (*Código de Elección de Texas Sección 11.002(a)(3)*).
8. No he sido finalmente condenado de un delito grave o, si fui declarado culpable, he cumplido mi sentencia totalmente, incluyendo cualquier término de encarcelamiento, libertad vigilada o supervisión, o completado un periodo de libertad condicional ordenada por un tribunal, o he sido perdonado o de otra manera liberado de la incapacidad resultante para votar. (*Código de Elección de Texas Sección 11.002(a)(4),(b)*).
9. "Un desarrollador inmobiliario en el Distrito" significa cualquier persona que posea terreno ubicado dentro del Distrito, y que haya dividido o ha propuesto dividir el terreno en dos o más partes con el fin de establecer cualquier subdivisión o cualquier extensión de terreno o cualquier adición a cualquier pueblo o ciudad, o para el establecimiento de lotes suburbanos o lotes de construcción para edificios, o cualquier lotes, calles, callejones, o parques u otras porciones para uso público, o para el uso de los compradores o propietarios de los lotes enfrente o adjuntos a ellos. (*Código de Agua de Texas Sección 49.052(d)*).

No soy Desarrollador inmobiliario en el Distrito, relacionado dentro del tercer grado de afinidad o consanguinidad a un Desarrollador inmobiliario en el Distrito, o ni un empleado de un Desarrollador inmobiliario en el Distrito. No he recibido consideración monetaria de un Desarrollador inmobiliario en el Distrito por mi voto en esta elección.

10. Yo entiendo que hacer una declaración falsa bajo juramento, con la intención de engañar y con conocimiento del significado de la declaración, es un crimen. (*Código Penal de Texas Sección 37.02*).

Al firmar esta declaración, juro y afirmo, que el \_\_\_\_ día \_\_\_\_\_ de 20 \_\_\_\_, la información y las declaraciones anteriores son verdaderas.

\_\_\_\_\_  
Firma del Votante

Suscrito y jurado ante mi este \_\_\_\_ día de \_\_\_\_\_ del 20 \_\_\_\_.

[Sello del Notary Public o Nombre y Título del Oficial de Elecciones]

\_\_\_\_\_  
Notary Public, Estado de Texas, u Oficial de Elecciones (aparte del Votante identificado arriba)

Formulario de Declaración Jurada para Votante, Conforme a § 49.1025 Código de Agua de Texas