

# Review of Candidate Applications and Petitions for County Chairs

### **Topics Covered**

Resources

**Notice Requirements** 

Candidate Filing Deadlines

Methods of Filing Candidate Applications

**Review of Candidate Applications** 

Judicial Petitions and Who Needs to File One

Accepting/Rejecting Candidate Applications

**Candidate Withdrawal** 

Public Information Issues

### Resources

2026 Candidate's Guide and County Chair Handbook

Frequently Asked Questions on Candidacy and Party Affiliation

Running for a Judicial Office in 2026

Voter Registration for Candidates

Forms Manual

**Conducting Elections Page** 

Primary Election Law Calendar (Advisory 2025-17)

Primary Calendar Appendices (Advisory No. 2025-14)

# Notice Requirements

### **Notice Requirement**

Not later than the day before the last day of the filing period, must post notice of the address at which the county chair or secretary of the county executive committee will be available to receive applications on the last day of the filing period.

- Posted on the party's Internet website or in the location where a candidate files for a place on the ballot
- If both the county chair and the secretary will be available, include address at which each will be available.
- Recommended you post notice of where a candidate can file before the last day.
- Notice is Form 18-1
- Deadline to post is Sunday, December 7, 2025

### **Notice Requirement**

If the deadline for filing candidate applications is extended for an office, then must post a notice of the extended filing deadline.

- Authority with whom the withdrawn, deceased, or ineligible candidate's application was filed must prepare a notice identifying the candidate and the office for which the filing deadline is extended and stating the extended deadline.
- Notice is Form 18-2

Candidates seeking the nomination of the Republican or Democratic Party must file:

- Candidate Application
- Filing Fee or Petition in Lieu of a Filing Fee
- Certain judicial candidates must also file additional petitions

The candidate's application, filing fee, and any accompanying petition must be filed between **November 8, 2025 and 6:00 p.m. on December 8, 2025.** 

This is the first day to file an application for an office other than precinct chair.

Filed with the state party chair (state and district offices); or

County party chair (county and precinct offices)

#### Candidates for Precinct Chair

- First day to file an application for the office of precinct chair was Tuesday, September 9, 2025
- Deadline to file an application is 6:00 p.m. on December 8, 2025

#### **Candidates for County Chair**

• State executive committee, by rule, may require that an application for county chair be accompanied by a nominating petition containing signatures of at least 10% of the incumbent precinct chairs serving on the county executive committee. (Sec. 172.021)

#### Write-in candidates for the offices of county chair or precinct chair

• Not permitted unless the county executive committee authorizes write-in candidates for those offices. (Sec. 171.0231)

Political party may not require payment of a filing fee to apply for county chair or precinct chair. (Sec. 172.021)

### **Candidate Filing**

**NEW LAW:** Pursuant to SB 901 (89th Leg., R.S.), effective September 1, 2025, a person who files an application with more than one political party (primary or convention) is ineligible for a place on the ballot for a general primary election, nomination by convention, and the succeeding general election as an independent candidate or as a write-in candidate.



Application for a Place on the General Primary Ballot for a Precinct or County Chair (Form 2-3)

Application for a Place on the General Primary Ballot (Form 2-4)

Application for a Place on the General Primary Ballot for a Federal Office (Form 2-5)

Judicial Candidate Application for a Place on the General Primary Ballot (Form 2-6)

Petition in Lieu of a Filing Fee and/or Petition for Judicial Office for a Primary Election (Form 2-7)

Petition for a Judicial Office with the Texas Supreme Court or Texas Court of Criminal Appeals in a Primary Election (Form 2-8)

Candidates for the following judicial offices must provide additional information with their application:

- Chief justice or justice of the Supreme Court;
- Presiding judge or judge of the Court of Criminal Appeals;
- Chief justice or justice of a Court of Appeals;
- District judge, including a criminal district judge; and
- Judge of a statutory county court.
- County court-at-law judge, county criminal court judge, county probate court judge

Requirements **do not** apply to a county judge

Sec. 141.0311, Texas Election Code

#### 15th Court of Appeals

- SB 1045 (2023, R.S.) created the Fifteenth Court of Appeals effective September 1, 2024.
- Court consists of a chief justice and two justices for the first three years following the court's creation.
  - Only chief justice and justice places 2 and 3 will appear on the 2026 ballot.
  - Justice places 4 and 5 will appear on the ballot in a subsequent election.
    - HB 16 (2025, 2<sup>nd</sup> C.S.)

Candidates running for Courts of Appeals in the 1st, 2nd, 3rd, 4th, 5th, 14th, and 15th Districts; and

All candidates running for judicial offices, including justice of the peace, in Bexar, Dallas, Harris, and Tarrant Counties must file a Petition for Judicial Office for a Primary Election (Form 2-7)

- 250-signature judicial petition is required in addition to the filing fee; or
- 750 signatures must be collected on the Petition in Lieu of a Filing fee (if not presenting a filing fee)

Petition for a Judicial Office with the Texas Supreme Court or Texas Court of Criminal Appeals in a Primary Election (Form 2-8)

- Candidates running for chief justice or justice of the Supreme Court; or
- Presiding judge or judge of the Court of Criminal Appeals
  - Along with filing fee, 50 signatures from each of the fifteen court of appeals districts, for a total requirement of 750 signatures; or
  - 5,000 signatures for a Petition in Lieu of a Filing Fee.

### **Using the Correct Application Forms**

Judicial candidates MUST submit a judicial candidate application.

• Submitting the wrong application is grounds for rejecting an application.

#### Forms can be accessed on the following pages:

- Forms Manual
- 2026 Candidate's Guide

If you are having trouble accessing the new forms, clear your cache on your web browser.

How to determine if it's the correct form...

FORMATION IS REQUIRED TO BE PROVID					ERAL PRIMAR			
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8/2025 Revision Date

**Incumbent Declaration Box** 

Information Provided by Filing Authority

### **Methods of Filing Candidate Applications**

#### Applications can be delivered in person or by mail.

- If by mail: Must look at time of receipt, **NOT** postmark.
  - Receipt = actual possession of filing authority or agent, or time deposited in the authority's mail box.
- Application cannot be submitted in parts. All parts must be submitted at the same time!
  - If a candidate submits a filing fee along with an application, it **MAY NOT** be submitted via email or fax.
  - If a candidate submits a Petition in Lieu of a Filing Fee along with an application, those may be submitted together via email or fax.



### **Review of Candidate Applications**

## Form, Content and Procedure

- Was the candidate application submitted timely?
- Was it filled out properly?

#### Eligibility

 On the face of the application, does the candidate meet the eligibility requirements associated with that office?

### Form, Content, and Procedure

Is the application complete?

Are all of the required boxes filled in?

Did the candidate include a petition or filing fee? Or both, for applicable judicial offices?

- Is the filing fee for the correct amount? Are there sufficient funds in their account to cover the fee?
- Did they provide enough petition signatures?
- Does the petition identify the office sought and include the candidate's name?
- Is the affidavit of circulator complete on the petition?

Does the application identify what office they are filing for?

Is the application signed by the candidate?

Was it notarized or sworn to by a person authorized to administer oaths under Chapter 602 of the Government Code?

Was the application submitted in an authorized manner?

### **Review of Candidate Applications**

#### Form, Content, and Procedure (Sec. 172.0222)

- Review must be completed no later than the 5th business day after application is received (unless there is a petition).
- If application is submitted fewer than 5 business days before the regular filing deadline, review must be completed no later than the first Friday after the regular filing deadline.
- Accepting application does not preclude a later determination that there is a deficiency in the application.
- If rejecting, must do so **immediately** and deliver to candidate a **written notice of rejection**.
- Cannot challenge after the 50th day before election day. (Sec. 172.0223)
  - January 12, 2026 Primary Election

### Form, Content, and Procedure Challenges

#### **Limitations on Challenges**

- "Form, content and procedure" requirements may not be challenged after the 50th day before primary election day.
- Challenge must state with specificity how the application does not comply.
- Authority's review of challenge is limited to specific items challenged. Challenged candidate can file response with the authority.
- Does <u>NOT</u> apply to a determination of a candidate's eligibility.

### **Candidate Eligibility**

#### **Eligibility for Public Office**

- US Citizen
- 18 years of age or older
- No final judgment indicating:
  - Totally mentally incapacitated or
  - Partially mentally incapacitated without the right to vote
- No final felony conviction
  - Unless pardoned or released from resulting disabilities
- Resided continuously in the state for 12 months
- Resided continuously in the territory for 6 months
- Registered voter of the territory

have exclusive
eligibility
requirements, some
laws are only partially
conflicting, and for
some offices all of Sec.
141.001 applies.

### **Administrative Declaration of Ineligibility**

#### **Eligibility**

- MAY administratively declare candidate ineligible if:
  - Information on candidate application indicates ineligible for office, OR
  - Conclusive public record shows ineligible.

**NOTE**: There is NO public record that **conclusively** establishes residency.

Sec. 145.003, Texas Election Code

### **Administrative Declaration of Ineligibility**

Deadline for declaration of ineligibility in time to remove candidate from the ballot is Tuesday, December 9, 2025.

Candidate must be given written notice of the declaration of ineligibility.

Sec. 172.057 & 172.058(a), Texas Election Code



Prescribed by Secretary of State
Sections 141.031, 141.039, 172.021, 172.022, 172.023, 172.024, Texas Election Code
08/2025

#### APPLICATION FOR A PLACE ON THE GENERAL PRIMARY BALLOT

ALL	INFORMATION IS REQUIRED TO BE PROVIDED UNLESS INDIC	ATED AS OPTIO	NAL <sup>1</sup> Failure to provi	de required in	nformation may result in rejection of application	
	APPLICATION FOR A PLACE ON THE		PARTY GENERAL PRIMARY BALLOT			
	To: State/County Chair	(Democrati	c or Republican)	Box	x 1	
	I request that my name be placed on the above-name	d official prima	ry ballot as a candi	mination to the office indicated below.		
	OFFICE SOUGHT (Include any place number or other disti	inguishing	INDICATE TERM	Box 3	INCUMBENT DECLARATION: (Check this	
	number, if any.) Box 2		FULL UNE	XPIRED	box if you are the incumbent.) BOX 4	

**Box 1:** If left blank, not necessarily fatal.

Box 2: Should include distinguishing number, if applicable. Does not have to be stylized any certain way as long as you can determine which office the candidate is applying for.

**Box 3:** Must be completed if there is another office that has the same title but does not have place numbers. If it is blank, but you understand which office the application is for, you can accept.

Box 4: If left blank, not necessarily fatal.

FULL NAME (First, Middle, Last)	PRINT NAME AS YOU WANT IT TO APPEAR ON THE BALLOT*
Box 5	Box 6

#### **Box 5: Full Name**

Legal name, but does not have to exactly match legal documents.

EX: John Michael Smith, John M. Smith, John Smith

#### **Box 6:** Name as you want it to appear on ballot

Nickname rules apply.

Candidate may use any surname acquired by law or marriage.

Titles are prohibited but are not grounds for rejection.

**PERMANENT RESIDENCE ADDRESS** (Do not include a P.O. Box or Rural Route. If you do not have a residence address, describe location of residence.)

PUBLIC MAILING ADDRESS (Optional) (Address at which you receive campaign related correspondence, if available.)

- Box 7: Permanent Residence Address
  - MUST be completed by all candidates
  - Even candidates subject to confidentiality (judges and peace officers) must complete this box.
    - Certain candidates can request confidentiality
      - Candidates entitled to confidentiality under Government Code Section 552.1175 must separately request confidentiality from the filing authority for information on a candidate application
- Box 8: Public Mailing Address, if Available.

### **Candidate Eligibility**

#### Residency

- Is the candidate a resident of the territory they would be elected from? (If applicable)
- Is the address on their application located within the territory?
- Have they resided in the territory the proper amount of time? (If there is a durational residence requirement)

**NOTE:** Eligibility verification by the filing authority does **NOT** include whether the candidates actually live at the address provided. This is left up to the courts.

NOTE: Texas law does not allow a filing authority to make a conclusive determination about the location of a person's residence.

Only a court of law may make such a determination.

### **Candidate Eligibility**

To be eligible to be a candidate for or to serve as a county or precinct chair of a political party, a person must:

- Be a qualified voter of the county
- Not be a candidate for nomination or election to, or be the holder of, an elective office of the federal, state or county government

To be eligible to be a candidate for or to serve as a **precinct chair**, a person must reside in the election precinct.

PUBLIC EMAIL ADDRESS (Optional) (Address		OCCUPATION (Do not leave b	olank) DATE OF BIRTH		VOTER REGISTRATION VUID			
at which you receive	campaign related emails, if				NUMBER <sup>2</sup> (Optional)			
available.)	Box 9	Box 10	Box <b>1</b> 1	1	Box 12			
TELEPHONE CONTACT INFORMATION (Optional)								
Home:	<b>Box 13</b>	Office:		Cell:				

- Box 9: Public Email Address, if available
  - This is what candidates should use to receive campaign email. Public address does NOT mean the candidate's county or government email address as a public official.
- Box 10: Occupation
  - Required per Section 141.031, Texas Election Code. However, please review <u>In re Anthony</u>, 642 S.W.3d 588 (Tex. 2022).
- Box 11: Date of Birth
  - Used to validate that the candidate meets minimum age requirements.
- Box 12: VR Number (VUID)
  - Not required, but very helpful as it can help you to validate their VR status, if applicable.
  - Also puts the candidate on notice that they need to think about their current VR status.
- Box 13: Contact information
  - Optional, but helpful to you if you need to contact a candidate.

#### PUBLIC EMAIL ADDRESS AND TELEPHONE

**CONTACT INFORMATION** (This Information is Required for Candidates for Precinct Chair but Optional for Candidates for County Chair. For Precinct Chair Candidates only one Phone Number is Required).

Home: Work:

Cell:

**Email Address:** 

House Bill 766 (2025, R.S.) requires a candidate application for precinct chair to include either an email address at which the candidate receives correspondence relating to the candidate's campaign; a telephone number at which the candidate can be reached; or both an email address and a telephone number.

# **Effects of Redistricting on Precinct Chair Applications**

House Bill 4 (89th Leg., 2nd Session) becomes effective December 4, 2025

County election officials for affected counties must begin implementation of redistricting changes locally, which may result in changes to voter registration precincts before the 2026 primary election.

Secretary of State recommends that precinct chair candidates take this process into account before submitting an application.

- Precinct chair candidate may have an application rejected later because the applicable precinct boundaries changed due to redistricting.
- Precinct chair candidates may also withdraw their application if precinct boundaries changed.
- Precinct chair candidates should file an application for the precinct in which they reside under the new boundaries.

FEL	ONY CONVICTION STATUS (You MUST check one)	Box 14		
	I have not been finally convicted of a felony.			
I have been finally convicted of a felony, but I have been 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				

#### Box 14: Felony Conviction Status

- Must be completed.
- If they mark the second box, the candidate must provide documentation to provide proof that they have been pardoned or released from the resulting disabilities.
- See back of the application for a list of acceptable documents. Call SOS with questions!

# **Candidate Eligibility**

### **Felony Conviction**

- Does the candidate have a final felony conviction? If so, have they been pardoned or otherwise released from the resulting disabilities? (NOTE: Not all offices prohibit felony convictions.)
- OAG Opinion KP-0251 Felony Convictions and Candidacy

LENGTH OF CONTINUOUS RESIDENCE AS OF DATE THIS APPLICATION WAS SWORN					
IN THE STATE OF TEXAS	IN TERRITORY/DISTRICT/PRECINCT FROM WHICH THE OFFICE SOUGHT IS ELECTED				
——— year(s) Box 15	year(s)				
month(s)	month(s)				

#### Box 15: Length of Continuous Residence

- Must be completed.
- Must indicate how long they have lived in the territory for which they are seeking office.
- Check <u>Qualifications for Public Office</u> chart if you have questions on requirements.

# **Candidate Eligibility**

If the candidate describes a residence address on the face of the application within the territory and the state for the requisite amount of time, the filing authority must accept that statement.

Under Section 145.003(f) of the Texas Election Code, an administrative declaration of ineligibility may be made only if the application or a conclusive public record establishes the candidate's ineligibility.

Neither the courts nor the Texas Legislature have established a public document that conclusively establishes residency.

Before me, the undersigned authority, on the by me here and now duly sworn, upon oath		onally appeared (nar	me of candidate)		, who being
"I, (name of candidate)			, of		County, Texas,
being a candidate for the office of	judgment o m aware of provide pro nowingly pr	f a court exercising p the nepotism law, C oof that I have been roviding false inform	States eligible to robate jurisdiction hapter 573, Gove pardoned or othe nation on the ap	o hold such office under on to be totally mentally in ernment Code. I am awa erwise released from the oplication regarding my p	ncapacitated or partially mentally are that I must disclose any prior e resulting disabilities of any such possible felony conviction status
<b>Box 16</b>			SIGNATURE OF		
Sworn to and subscribed before me this the	da	y of		, by	
	(day)	(month)	(yea	ar) (na	ame of candidate)
Signature of Officer Authorized to Administe		Printed N	Name of Officer Authorize	ed to Administer Oath	
			N	otarial or Official Seal	
Title of Officer Authorized to Administer Oat	th				

#### **Box 16: Oath and Notary**

- Must be completed, signed, and sworn to by candidate.
- If the candidate leaves blanks in the statement of oath, it is not fatal if the application (Not Petition) contains the applicable information.
- Mistakes by the notary are not always fatal. Please call SOS for additional guidance if that happens.

### **Candidate Oath**

Candidate can use an online notary to notarize their application if the notary is authorized to perform online notarizations.

 Notary may also add the required online notarial statement to the candidate application.

Section 602.003 of the Government Code allows an oath outside of Texas but inside the United States to be administered by a notary public of that state.

TO BE COMPLETED BY CHAIR OR DESIGNEE: 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 Filed	Signature of Chair or Designed Resolving Filed Application						
Box 17	Signature of Chair or Designee Receiving Filed Application						
/ or/							
Date Accepted Date Rejected	Signature of Chair or Designee Upon Determination of Application						

#### **Box 17:** Completed by the Filing Authority or Designee Who Received Application

- Part of this box should be completed at the time the application has been received by the person who takes the application.
- The remainder should be filled in after it has been reviewed and a disposition has been made on the application.
- This contains information to help you know what actions have been taken and when on an application.
- Section 1.007 provides that any employee at the usual place of business can receive the filing.

# **Candidate Petitions**

## Which Candidates are Required to Submit a Petition?

All candidates that require a filing fee can submit a Petition in Lieu of a Filing Fee.

#### **Independent Candidates**

- There is no filing fee option for independent candidates. All independent candidates must submit a supporting nominating petition.
  - Signatures must be from registered voters of the territory who did not participate in the primary election or the runoff primary election of a party that has nominated a candidate for the office sought.

#### **Review of Petition**

- Petition is part of the application and review should be completed as soon as practicable.
- Deficiency in the petition cannot be cured with information provided in the application.
- Unless the petition is challenged, the authority is only <u>required</u> to review the petition for facial compliance with the applicable requirements as to form, content, and procedure.

#### **Validity of Petition Signatures**

• For a signature to be valid, signer must be a registered voter of the territory from which the office sought is to be elected or have been issued a registration certificate that will be effective in that territory on election day.

#### **Signature Requirements**

- The signer's residence address;
- The date of birth OR the signer's voter registration number;
- if the territory from which signatures must be obtained is situated in more than one county, the county of registration;
- The date of signing; and
- The signer's printed name.
  - Signature is the only information that is required to appear on the petition in the signer's own handwriting.
  - Use of ditto marks or abbreviations does not invalidate a signature if the required information is reasonably ascertainable.
  - Omission of the state from the signer's residence address does not invalidate a signature unless the political subdivision from which the signature is obtained is situated in more than one state.
  - Omission of the zip code from the address does not invalidate a signature.

On signing a petition to be filed under Section 172.021, the signer becomes ineligible to vote in a primary election or participate in a convention of another political party during the voting year in which the primary is held. (Sec. 172.026)

Voter may not sign the petition of more than one candidate for the same office in the same election. (Sec. 141.066)

- Affidavit of Circulator appears at the bottom of each page of the petition, but only needs to be completed once for each circulator even if there are multiple pages of voters' signatures.
- Signatures collected must be from voters who are registered in the territory from which the office is elected.
- The Affidavit of Circulator must be administered and signed by a person authorized to administer oaths under Chapter 602 of the Government Code.

# **Important Information to Know**

#### Questions the Office of the Secretary of State Cannot Answer

- Questions related to campaign treasurer appointments.
- Questions related to campaign finance reports.
- Questions about what words or images may or may not appear on campaign signs.
- Questions about when or where candidates may place their campaign signs.
- Questions about campaign mailers, text messages, and social media posts.

# **Important Information to Know**

Texas Ethics Commission is the agency responsible for reviewing campaign finance and political advertising issues and filings:

• Texas Ethics Commission
P.O. Box 12070
Austin, Texas 78711-2070
512-463-5800

Candidates running for a federal office should direct their questions to the Federal Election Commission:

 Federal Election Commission 1050 First Street, NE Washington, D.C. 20463 800-424-9530

# **Available Support**



**WEBINARS** 



**TRAINING** 

elections@sos.texas.gov

800-252-VOTE • 512-463-5650 sos.texas.gov



**RESOURCES**