Jurisdictional Barriers to Voting Litigation

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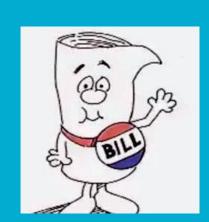
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Texas Senate Bill

Houston Justice v. Abbott, 5:21-cv-848-XR

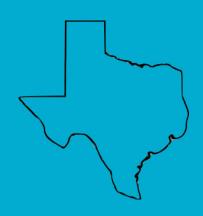
Florida Senate Bill 90

Florida NAACP v. Lee, 4:21-cv-187-MW-MAF



Texas SB 1

- Reduces early voting hours
- Eliminates 24-hour voting
- Eliminates drive-thru voting
- Prohibits mail-in ballot drop-boxes
- Grants new power to poll watchers
- Restricts distribution of mail-in ballots and applications



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Challenges to SB1

- Houston Justice v. Abbott, 5:21-cv-848-XR
- LULAC Texas v. Esparza, 1:21-cv-786-XR
- La Union del Pueblo Entero v. Abbott, 5:21-cv-844-XR
- OCA-Greater Houston v. Esparza, 1:21-cv-780-XR
- Mi Familia Vota v. Abbott, 5:21-cv-920-XR
- United States v. Texas, 5:21-cv-1085-XR



Constitutional Claims

- Race discrimination: 14th and 15th Amendments
- Undue burden on right to vote: 14th and 1st Amendments (Anderson-Burdick)
- Vagueness of criminal provisions: 14th
 Amendment due process clause



Statutory Claims

- Section 2 of Voting Rights Act
- Section 208 of Voting Rights Act
- ADA Title II
- Rehabilitation Act section 504
- Materiality under section 101 of 1964
 Civil Rights Act

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Florida SB 90

- Limits hours and locations of absentee ballot dropboxes
- Requires voters to apply for absentee ballots every year
- Criminalized volunteers' provision of food, water, and other support to voters waiting in line
- Prohibits third-party organizations from returning voters' absentee ballots*





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Also available as part of the eCourse Voting Law 101: What Voters and Advocates Need to Know

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