

**NON-RESIDENT/NON-REGISTERED CIRCULATOR AFFIDAVIT FOR INITIATIVE,  
REFERENDUM, AND RECALL PETITIONS PURSUANT TO ARTICLE VII-A, VII-B OF THE  
CITY OF HOUSTON CHARTER**

1. The City of Houston Charter (the "City Charter") authorizes direct legislation by the public through the initiative and referendum petition process. The City Charter also authorizes the removal from office of any holder of public office in the City by recall petition.
2. Currently, Article VII-a and VII-b of the City Charter requires that each signature on an initiative, referendum, and recall petition must be acknowledged (notarized) as required by Article IX, Section 3 of the City Charter, or verified with the following affidavit by a circulator of the petition:

STATE OF TEXAS §

COUNTY OF HARRIS §

I, \_\_\_\_\_, being first duly sworn on oath depose and say: that I am one of the signers of the above petition, that the statements made therein are true, and that each signature appearing thereto was made in my presence on the day and date it purports to have been made, and I solemnly swear that the same is a genuine signature of the person whose name it purports to be.

\_\_\_\_\_

Sworn to and subscribed before me this \_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_.

/s/ \_\_\_\_\_  
*Notary Public, State of Texas*

3. The affidavit above requires that a circulator be a signer of the petition, which requires the circulator to be a resident of the City of Houston and registered to vote in the City of Houston.
4. In light of court decisions addressing the constitutionality and enforceability of these circulator requirements, the City will accept petitions circulated by individuals that are not residents of the City or are not registered to vote in the City, provided the circulators complete the City's alternate affidavit form. **In lieu of the affidavit provided in Article VII-a, section 3 of the City Charter, circulators who: (a) are residents of the City of Houston but are not registered to vote in the City or (b) are not residents of the City must use the "Non-Resident/Non-Registered Circulator Affidavit" on Page 2 of this document.**
5. Affix affidavit (by paper clip, binder clip, rubber band, etc.) to the corresponding petition pages that have been circulated by the circulator at issue. All signatures must be dated on or prior to the date of signing on the affidavit.
6. **PLEASE NOTE:** The other requirements for initiative, referendum, and recall petitions under the City Charter and state law have not changed. Please review Article VII-a and VII-b of the City Charter and Chapter 277 of the Texas Election Code carefully.

**NON-RESIDENT/NON-REGISTERED CIRCULATOR AFFIDAVIT**

STATE OF TEXAS        §

COUNTY OF HARRIS    §

I, \_\_\_\_\_, being first duly sworn on oath depose and say:

I am a circulator who: (a) is not a resident of the City of Houston or (b) is not registered to vote in the City of Houston. I hereby subject myself to the jurisdiction of the Courts of Texas in connection with any allegation of fraud or misrepresentation associated with the circulation of any initiative, referendum, or recall petition or the collection of signatures for any initiative, referendum, or recall petition circulated in the City of Houston by me. I am a citizen of the United States or a documented permanent resident; I have never been convicted of the crimes of fraud or misrepresentation; I agree to submit myself to the jurisdiction of the Harris County courts and waive any challenge to venue and personal jurisdiction in connection with the matters encompassed by this affidavit. Should the need for me to personally appear in Houston arise, I agree to make myself available in person in Houston, at my own expense, within 72 hours of a request by the City of Houston concerning matters encompassed by this affidavit. I further depose and say that each signature appearing on this petition was made in my presence on the day and date it purports to have been made, and I solemnly swear that the same is a genuine signature of the person whose name it purports to be.

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Contact Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

Sworn to and subscribed before me this \_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_.

/s/ \_\_\_\_\_

Notary Public, State of Texas