



November 2016

2016 Texas General Election Results

Greenberg Traurig is pleased to provide this overview of the 2016 National & Texas General Election results. Below is a snapshot of the most closely-watched contests plus a summary of outcomes for the Texas Congressional delegation, Texas Statewide offices, and Texas House and Senate for the 85th Legislature, which will convene on Jan. 10, 2017.

PRESIDENT

Donald Trump will be the 45th President of the United States after 290 electoral votes (as of this writing). Hillary Clinton narrowly won the popular vote with 62.1 million votes compared to 61 million for Trump.

In Texas, Trump received 52.41 percent of the vote compared to 43.29 percent for Clinton, which was the lowest margin of victory for the GOP nominee in Texas in twenty years.

Demographically, Clinton performed worse among minority groups and younger voters than Obama did in 2012.

This table summarizes the key demographic trends of the election:

	% of voters	Clinton	Trump	Obama	Romney
Men	48%	41%	53%	46%	54%
Women	52%	54%	42%	56%	44%
African- American	12%	88%	8%	93%	7%
Latino	11%	65%	29%	71%	27%
Caucasian	70%	37%	58%	39%	59%
Asian	4%	65%	29%	72%	26%
Ages 18-29	19%	54%	37%	60%	37%

UNITED STATES SENATE

Before the election, the Senate was composed of 54 Republicans, 44 Democrats, and 2 Independents. There were 34 seats up for election, with Republicans defending 24 and Democrats 10. Despite numerous forecasts that the Democrats would gain enough seats to take power in the Senate, those predictions proved to be flawed, as **Republicans retained control by securing 51 seats** to 48 for the Democrats, with 1 race still undecided.

With regard to the Texas Delegation, neither Senior U.S. Senator John Cornyn (R) nor Junior U.S. Senator Ted Cruz (R) were on the ballot. Sen. Cruz's seat will be up next in 2018 and Sen. Cornyn's seat will be up in 2020.

UNITED STATES HOUSE OF REPRESENTATIVES

Prior to this election, there were 246 Republicans to 186 Democrats in the U.S. House, with 3 vacant seats. As expected, **Republicans retained control of the U.S. House with 239 confirmed seats** to 193 confirmed for the Democrats, with 3 races still undecided.

The Texas Delegation for the 115th U.S. Congress will consist of 25 Republican members and 11 Democratic members. Each Congressional incumbent who sought reelection retained their seats, and the Texas delegation will have one new member, Jodey Arrington (R), who won the TX-19 seat formerly held by Randy Neugebauer (R).

U.S. House District 23 was considered the only competitive Congressional race in Texas, where Republican incumbent Will Hurd defeated Democrat Pete Gallego 48.4 percent to 46.8 percent.

TEXAS STATEWIDE OFFICES¹

All statewide elected offices in Texas will continue to be held by Republicans, as three Texas Supreme Court seats and one spot on the Texas Railroad Commission were won by the GOP candidates. All other statewide offices were not on the ballot in this cycle.

Texas Supreme Court

- > Place 3 (R) Debra Lehrmann* def. (D) Mike Westergren 55 percent to 39 percent
- > Place 5 (R) Paul Green* def. (D) Dori Contreras Garza 54 percent to 41 percent
- > Place 9 (R) Eva Guzman* def. (D) Savannah Robinson 56 percent to 39 percent

Court of Criminal Appeals

> Place 2 – (R) Mary Lou Keel def. (D) Larry Meyers* 55 percent to 40 percent

- > Place 5 (R) Scott Walker def. (D) Betsy Johnson 55 percent to 40 percent
- > Place 6 (R) Michael E. Keasler* def. (D) Robert Burns 55 percent to 40 percent

Texas Railroad Commission

> Republican Wayne Christian (former Texas House member) was elected to fill an open position on the Texas Railroad Commission.

TEXAS SENATE

For the 85th Legislature, there will be 20 Republicans and 11 Democrats in the Senate, thus keeping the partisan makeup of the upper chamber the same as it was last session.

There is only one swing seat in the Senate, SD 10, held by Sen. Konnie Burton, who is not up for reelection until 2018. There was one race expected to be competitive in this election:

> SD 24 – (R) Dawn Buckingham def. (D) Virginia "Jennie Lou" Leeder, 73 percent to 27 percent.

TEXAS HOUSE OF REPRESENTATIVES

All 150 members of the Texas House are up for re-election every two-year cycle. **There will be 95 Republicans and 55 Democrats in the TX House for the 85th Legislature.**

Prior to this election, there were 99 Republicans, 50 Democrats, and 1 Independent.

There were 23 nonreturning members this year: Aycock, Crownover, Farias, Farney, Fletcher, Harless, Hughes, Keffer, S. King, McClendon, Marquez, Martinez-Fisher, Miles, D. Miller, Naishtat, Otto, Riddle, Simpson, W. Smith, Spitzer, Scott Turner, Sylvester Turner, and M. White. Among those members, 9 were sitting House Committee Chairs.

The following House seats had competitive races with both R and D challengers:

- > HD 23 (R) Wayne Faircloth* def. (D) Lloyd Criss, 59 percent to 41 percent.
- > HD 43 (R) J.M. Lozano* def. (D) Marisa Yvette Garcia-Utley 61 percent to 39 percent.
- > HD 47 (R) Paul Workman* def (D) Ana Jordan 54 percent to 42 percent.
- > HD 54 (R) Scott Cosper def. (D) Sandra Blankenship, 55 percent to 45 percent.
- > HD 102 (R) Linda Koop* def. (D) Laura Irvin, 55 percent to 45 percent.
- > HD 105 (R) Rodney Anderson* def. (D) Terry Meza, 50 percent to 49 percent.
- > HD 107 (D) Victoria Neave def. (R) Kenneth Sheets*, 51 percent to 49 percent.
- > HD 113 (R) Cindy Burkett* def. (D) Rhetta Andrews Bowers, 55 percent to 45 percent.
- > HD 114 (R) Jason Villalba* def. (D) Jim Burke, 56 percent to 40 percent.
- > HD 115 (R) Matt Rinaldi* def. (D) Dorotha Ocker, 51 percent to 49 percent.
- > HD 117 (D) Philip Cortez def. (R) Rick Galindo*, 51 percent to 49 percent.
- > HD 118 (D) Tomas Uresti def. (R) John Lujan*, 55 percent to 45 percent.
- > HD 134 (R) Sarah Davis* def. (D) Ben Rose, 54 percent to 43 percent.
- > HD 135 (R) Gary Elkins* def. (D) Jesse A. Ybanez 55 percent to 45 percent.
- > HD 136 (R) Tony Dale* def. (D) Paul R. Gordon, 55 percent to 45 percent.
- > HD 144 (D) Mary Ann Perez def. (R) Gilbert Pena*, 60 percent to 40 percent.

LOCAL PROPOSITIONS

> City of Arlington – Prop 1 – Arlington voters approved a \$500 million bond issuance to pay for half the cost

of a new stadium for the Texas Rangers baseball club.

- City of Austin Prop 1 Austin voters approved a \$720 million bond issuance for transportation improvement and mobility projects in various high-traffic corridors.
- > City of Houston Proposition 1 Houstonians voted NOT to authorize the Houston Independent School District (HISD) to send recapture payments to the State as a part of the school finance system. As a result, the Texas Education Agency will detach certain commercial property from HISD and attach it to a different school district. This process has never occurred before, and some voters hoped a No vote would spur change to the current public school funding model.

This *GT Alert* was prepared[±] by **Demetrius G. McDaniel**, **Thomas J. Bond**, **Karen M. Kennard**, and **Elizabeth Ross Hadley.** Questions about this information can be directed to:

- > Demetrius G. McDaniel | +1 512.320.7203 | mcdanield@gtlaw.com
- > Thomas J. Bond | +1 512.320.7202 | bondt@gtlaw.com
- > Karen M. Kennard | +1 512.320.7263 | kennardk@gtlaw.com
- > Elizabeth Ross Hadley | +1 512.320.7227 | hadleye@gtlaw.com
- > Or, your Greenberg Traurig Attorney

[±]Special thanks to Aaron Cole Gregg[¥] for his valuable contribution to this Alert.

^{*}Not admitted to the practice of law.

The election results in this document are the Unofficial Results. For the most up-to-the-minute results, please visit the <u>Texas</u> <u>Secretary of State's website</u>.

Albany	Delaware	New York	Silicon Valley
+1 518.689.1400	+1 302.661.7000	+1 212.801.9200	+1 650.328.8500
Amsterdam	Denver	Northern Virginia	Tallahassee
+ 31 20 301 7300	+1 303.572.6500	+1 703.749.1300	+1 850.222.6891
Atlanta	Fort Lauderdale	Orange County	Tampa
+1 678.553.2100	+1 954.765.0500	+1 949.732.6500	+1 813.318.5700
Austin	Houston	Orlando	Tel Aviv^
+1 512.320.7200	+1 713.374.3500	+1 407.420.1000	+972 (0) 3.636.6000
Berlin-	Las Vegas	Philadelphia	Tokyo¤
+49 (0) 30 700 171 100	+1 702.792.3773	+1 215.988.7800	+81 (0)3 4510 2200
Berlin-GT Restructuring	London*	Phoenix	Warsaw~
+49 (0) 30 700 171 100	+44 (0)203 349 8700	+1 602.445.8000	+48 22 690 6100
Boca Raton	Los Angeles	Sacramento	Washington, D.C.
+1 561.955.7600	+1 310.586.7700	+1 916.442.1111	+1 202.331.3100
Boston	Mexico City+	San Francisco	Westchester County
+1 617.310.6000	+52 55 5029.0000	+1 415.655.1300	+1 914.286.2900
Chicago	Miami	Seoul∞	West Palm Beach
+1 312.456.8400	+1 305.579.0500	+82 (0) 2.369.1000	+1 561.650.7900

Shanghai

+86 (0) 21.6391.6633

Dallas +1 214.665.3600 New Jersey +1 973.360.7900 This Greenberg Traurig Alert is issued for informational purposes only and is not intended to be construed or used as general legal advice nor as a solicitation of any type. Please contact the author(s) or your Greenberg Traurig contact if you have questions regarding the currency of this information. The hiring of a lawyer is an important decision. Before you decide, ask for written information about the lawyer's legal qualifications and experience. Greenberg Traurig is a service mark and trade name of Greenberg Traurig, LLP and Greenberg Traurig, P.A. ¬Greenberg Traurig's Berlin office is operated by Greenberg Traurig Germany, an affiliate of Greenberg Traurig, P.A. and Greenberg Traurig, LLP. [−] Berlin - GT Restructuring is operated by Köhler-Ma Geiser Partnerschaft Rechtsanwälte, Insolvenzverwalter. *Operates as Greenberg Traurig, LLP. **Greenberg Traurig is not responsible for any legal or other services rendered by attorneys employed by the strategic alliance firms. +Greenberg Traurig's Mexico City office is operated by Greenberg Traurig, S.C., an affiliate of Greenberg Traurig, P.A. and Greenberg Traurig, LLP. ∞Operates as Greenberg Traurig Tokyo Law Offices are operated by GT Tokyo Horitsu Jimusho, an affiliate of Greenberg Traurig, P.A. and Greenberg Traurig, LLP. "Greenberg Traurig's Warsaw office is operated by Greenberg Traurig Grzesiak sp.k., an affiliate of Greenberg Traurig, P.A. and Greenberg Traurig, LLP. Certain partners in Greenberg Traurig Grzesiak sp.k., an affiliate of Greenberg Traurig, P.A. and Greenberg Traurig, LLP. Certain partners in Greenberg Traurig Grzesiak sp.k., an affiliate of Greenberg Traurig, P.A. and Greenberg Traurig, LLP. Certain partners in Greenberg Traurig Grzesiak sp.k., an affiliate of Greenberg Traurig, P.A. and Greenberg Traurig, LLP. Certain partners in Greenberg Traurig Grzesiak sp.k., an affiliate of Greenberg Traurig, P.A. and Greenberg Traurig, LLP. Certain partners in Greenberg Traurig Grzesiak sp.k., an affiliate of Greenberg Traurig, P.A. Images in this a