

By: Middleton

H.B. No. 136

A BILL TO BE ENTITLED

AN ACT

relating to certain criminal offenses related to elections;  
increasing a criminal penalty.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 64.012(b), Election Code, as amended by  
Senate Bill 1 of the Second Called Session of the 87th Legislature,  
is amended to read as follows:

(b) An offense under this section is a felony of the second  
degree unless the person is convicted of an attempt. In that case,  
the offense is a state jail felony [~~Class A misdemeanor~~].

SECTION 2. The changes in law made by this Act apply only to  
an offense committed on or after the effective date of this Act. An  
offense committed before the effective date of this Act is governed  
by the law in effect when the offense was committed, and the former  
law is continued in effect for that purpose. For purposes of this  
section, an offense was committed before the effective date of this  
Act if any element of the offense occurred before that date.

SECTION 3. This Act takes effect immediately if it receives  
a vote of two-thirds of all the members elected to each house, as  
provided by Section 39, Article III, Texas Constitution. If this  
Act does not receive the vote necessary for immediate effect, this  
Act takes effect on the 91st day after the last day of the  
legislative session.