

1-1 By: Hefner, et al. (Senate Sponsor - Hughes) H.B. No. 1243
 1-2 (In the Senate - Received from the House May 1, 2023;
 1-3 May 1, 2023, read first time and referred to Committee on State
 1-4 Affairs; May 22, 2023, reported adversely, with favorable
 1-5 Committee Substitute by the following vote: Yeas 6, Nays 3;
 1-6 May 22, 2023, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10				
1-11			X	
1-12	X			
1-13		X		
1-14		X		
1-15	X			
1-16	X			
1-17			X	
1-18	X			
1-19		X		

1-20 COMMITTEE SUBSTITUTE FOR H.B. No. 1243 By: Hughes

1-21 A BILL TO BE ENTITLED
 1-22 AN ACT

1-23 relating to conduct constituting the criminal offense of illegal
 1-24 voting; increasing a criminal penalty.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Sections 64.012(a) and (b), Election Code, are
 1-27 amended to read as follows:

1-28 (a) A person commits an offense if the person knowingly or
 1-29 intentionally:

1-30 (1) votes or attempts to vote in an election in which
 1-31 the person knows of a particular circumstance that makes the person
 1-32 ~~is~~ not eligible to vote;

1-33 (2) votes or attempts to vote more than once in an
 1-34 election;

1-35 (3) votes or attempts to vote a ballot belonging to
 1-36 another person, or by impersonating another person;

1-37 (4) marks or attempts to mark any portion of another
 1-38 person's ballot without the consent of that person, or without
 1-39 specific direction from that person how to mark the ballot; or

1-40 (5) votes or attempts to vote in an election in this
 1-41 state after voting in another state in an election in which a
 1-42 federal office appears on the ballot and the election day for both
 1-43 states is the same day.

1-44 (b) An offense under this section is a felony of the second
 1-45 degree unless the person is convicted of an attempt. In that case,
 1-46 the offense is a state jail felony [Class A misdemeanor].

1-47 SECTION 2. The changes in law made by this Act apply only to
 1-48 an offense committed on or after the effective date of this Act. An
 1-49 offense committed before the effective date of this Act is governed
 1-50 by the law in effect when the offense was committed, and the former
 1-51 law is continued in effect for that purpose. For purposes of this
 1-52 section, an offense was committed before the effective date of this
 1-53 Act if any element of the offense occurred before that date.

1-54 SECTION 3. This Act takes effect immediately if it receives
 1-55 a vote of two-thirds of all the members elected to each house, as
 1-56 provided by Section 39, Article III, Texas Constitution. If this
 1-57 Act does not receive the vote necessary for immediate effect, this
 1-58 Act takes effect September 1, 2023.

1-59 * * * * *