

By: Geren

H.B. No. 1585

Substitute the following for H.B. No. 1585:

By: Spiller

C.S.H.B. No. 1585

A BILL TO BE ENTITLED

1 AN ACT

2 relating to matters affecting the powers and duties of the Texas
3 Ethics Commission.

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

5 SECTION 1. Subchapter A, Chapter 251, Election Code, is
6 amended by adding Section 251.0017 to read as follows:

7 Sec. 251.0017. POLITICAL ADVERTISING RELATED TO
8 LEGISLATION. For purposes of Section 251.001(16), a communication
9 supporting or opposing legislation filed by a member of the
10 legislature is considered political advertising under that
11 subdivision if the communication appears to express support or
12 opposition of:

13 (1) the member; or

14 (2) persons who support or oppose the legislation.

15 SECTION 2. Section 253.031(a), Election Code, is amended to
16 read as follows:

17 (a) A candidate may not knowingly accept [~~a~~] campaign
18 contributions totaling more than \$500 [~~contribution~~] or make or
19 authorize [~~a~~] campaign expenditures totaling more than \$500
20 [~~expenditure~~] at a time when a campaign treasurer appointment for
21 the candidate is not in effect.

22 SECTION 3. Section 254.031(a), Election Code, is amended to
23 read as follows:

24 (a) Except as otherwise provided by this chapter, each

1 report filed under this chapter must include:

2 (1) the amount of political contributions [~~, other than~~
3 ~~political contributions described by Subdivision (1-a),~~] from each
4 person that in the aggregate exceed \$50 and that are accepted during
5 the reporting period by the person or committee required to file a
6 report under this chapter, the full name and address of the person
7 making the contributions, and the dates of the contributions;

8 [~~(1-a) the amount of political contributions from each~~
9 ~~person that are made electronically and that are accepted during~~
10 ~~the reporting period by the person or committee required to file a~~
11 ~~report under this chapter, the full name and address of the person~~
12 ~~making the contributions, and the dates of the contributions,]~~

13 (2) the amount of loans that are made during the
14 reporting period for campaign or officeholder purposes to the
15 person or committee required to file the report and that in the
16 aggregate exceed \$50, the dates the loans are made, the interest
17 rate, the maturity date, the type of collateral for the loans, if
18 any, the full name and address of the person or financial
19 institution making the loans, the full name and address, principal
20 occupation, and name of the employer of each guarantor of the loans,
21 the amount of the loans guaranteed by each guarantor, and the
22 aggregate principal amount of all outstanding loans as of the last
23 day of the reporting period;

24 (3) the amount of political expenditures that in the
25 aggregate exceed \$100 and that are made during the reporting
26 period, the full name and address of the persons to whom the
27 expenditures are made, and the dates and purposes of the

1 expenditures;

2 (4) the amount of each payment made during the
3 reporting period from a political contribution if the payment is
4 not a political expenditure, the full name and address of the person
5 to whom the payment is made, and the date and purpose of the
6 payment;

7 (5) the total amount or a specific listing of the
8 political contributions of \$50 or less accepted and the total
9 amount or a specific listing of the political expenditures of \$100
10 or less made during the reporting period;

11 (6) the total amount of all political contributions
12 accepted and the total amount of all political expenditures made
13 during the reporting period;

14 (7) the name of each candidate or officeholder for
15 whom [~~who benefits from~~] a direct campaign expenditure was made to
16 support or oppose during the reporting period by the person or
17 committee required to file the report, and the office sought or
18 held, excluding a direct campaign expenditure that is made by the
19 principal political committee of a political party on behalf of a
20 slate of two or more nominees of that party;

21 (8) as of the last day of a reporting period for which
22 the person is required to file a report, the total amount of
23 political contributions accepted, including interest or other
24 income on those contributions, maintained in one or more accounts
25 in which political contributions are deposited as of the last day of
26 the reporting period;

27 (9) any credit, interest, rebate, refund,

1 reimbursement, or return of a deposit fee resulting from the use of
2 a political contribution or an asset purchased with a political
3 contribution that is received during the reporting period and the
4 amount of which exceeds \$100;

5 (10) any proceeds of the sale of an asset purchased
6 with a political contribution that is received during the reporting
7 period and the amount of which exceeds \$100;

8 (11) any investment purchased with a political
9 contribution that is received during the reporting period and the
10 amount of which exceeds \$100;

11 (12) any other gain from a political contribution that
12 is received during the reporting period and the amount of which
13 exceeds \$100; and

14 (13) the full name and address of each person from whom
15 an amount described by Subdivision (9), (10), (11), or (12) is
16 received, the date the amount is received, and the purpose for which
17 the amount is received.

18 SECTION 4. Section 305.002(6), Government Code, is amended
19 to read as follows:

20 (6) "Legislation" means:

21 (A) a bill, resolution, amendment, nomination,
22 or other matter pending in either house of the legislature,
23 including the election of the speaker of the house of
24 representatives;

25 (B) any matter that is or may be the subject of
26 action by either house or by a legislative committee, including the
27 introduction, consideration, passage, defeat, approval, or veto of

1 the matter; or

2 (C) any matter pending in a constitutional
3 convention or that may be the subject of action by a constitutional
4 convention.

5 SECTION 5. Section 571.064(b), Government Code, is amended
6 to read as follows:

7 (b) If a law administered and enforced by the commission
8 sets dollar amounts or categories of amounts as reporting
9 thresholds or if the commission sets those amounts, the commission
10 [~~annually~~] shall decennially adjust those thresholds [~~upward~~] to
11 the nearest multiple of \$100 [~~\$10~~] in accordance with the
12 percentage increase for the preceding 10 years [~~previous year~~] in
13 the Consumer Price Index for Urban Consumers published by the
14 Bureau of Labor Statistics of the United States Department of
15 Labor.

16 SECTION 6. Section 254.036(g), Election Code, is repealed.

17 SECTION 7. Section 254.031, Election Code, as amended by
18 this Act, applies only to a report that is required to be filed
19 under Chapter 254, Election Code, on or after the effective date of
20 this Act. A report that is required to be filed under that chapter
21 before the effective date of this Act is governed by the law in
22 effect on the date the report is required to be filed, and the
23 former law is continued in effect for that purpose.

24 SECTION 8. The changes in law made by this Act to Section
25 571.064(b), Government Code, do not affect an adjustment made by
26 the Texas Ethics Commission under that subsection before the
27 effective date of this Act. An adjustment made before the effective

1 date of this Act is governed by the law in effect when the
2 adjustment was made, and the former law is continued in effect for
3 that purpose.

4 SECTION 9. This Act takes effect September 1, 2023.