

By: Hefner

H.B. No. 1700

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to an unauthorized vote by a delegate or alternate  
3 delegate to a federal Article V convention; creating a criminal  
4 offense.

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

6 SECTION 1. Subchapter C, Chapter 393, Government Code, is  
7 amended by adding Section 393.1035 to read as follows:

8 Sec. 393.1035. CRIMINAL PENALTY. (a) A delegate or  
9 alternate delegate commits an offense if the delegate or alternate  
10 delegate knowingly casts an unauthorized vote.

11 (b) An offense under this section is a state jail felony.

12 (c) A judge granting community supervision to a defendant  
13 convicted of an offense under this section shall require as a  
14 condition of community supervision that the defendant submit to not  
15 less than 10 days of confinement in county jail. If a sentence of  
16 confinement is imposed on the revocation of community supervision,  
17 the term of confinement served under this subsection may not be  
18 credited toward completion of the sentence imposed.

19 SECTION 2. This Act takes effect September 1, 2023.