

By: Slawson

H.B. No. 2293

A BILL TO BE ENTITLED

AN ACT

relating to the reporting by a candidate or officeholder of notice of certain political expenditures made by a political committee.

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

SECTION 1. Section 254.041(c), Election Code, is amended to read as follows:

(c) A violation of Subsection (a)(3) by a candidate or officeholder is a Class A misdemeanor if the report fails to include information required by Section 254.061(a)(3) [~~254.061(3)~~] or Section 254.091(a)(2) [~~254.091(2)~~], as applicable.

SECTION 2. Section 254.061, Election Code, is amended to read as follows:

Sec. 254.061. ADDITIONAL CONTENTS OF REPORTS. (a) In addition to the contents required by Section 254.031, each report by a candidate must include:

(1) the candidate's full name and address, the office sought, and the identity and date of the election for which the report is filed;

(2) the campaign treasurer's name, residence or business street address, and telephone number;

(3) for each political committee from which the candidate received notice, other than notice for a political expenditure described by Subsection (b), under Section 254.128 or 254.161:

1 (A) the committee's full name and address;

2 (B) an indication of whether the committee is a
3 general-purpose committee or a specific-purpose committee; and

4 (C) the full name and address of the committee's
5 campaign treasurer; and

6 (4) on a separate page or pages of the report, the
7 identification of any payment from political contributions made to
8 a business in which the candidate has a participating interest of
9 more than 10 percent, holds a position on the governing body of the
10 business, or serves as an officer of the business.

11 (b) A candidate who receives notice from a political
12 committee under Section 254.128 or 254.161 of a political
13 expenditure made for the candidate is not required to include in a
14 report the information described by Subsection (a)(3) if:

15 (1) the political expenditure was made in connection
16 with the dissemination of materials, including political
17 advertising, that claim to be endorsed by or made on behalf of the
18 candidate; and

19 (2) the candidate had no prior knowledge of and did not
20 consent to the dissemination of the materials.

21 SECTION 3. Section 254.091, Election Code, is amended to
22 read as follows:

23 Sec. 254.091. ADDITIONAL CONTENTS OF REPORTS. (a) In
24 addition to the contents required by Section 254.031, each report
25 by an officeholder must include:

26 (1) the officeholder's full name and address and the
27 office held;

1 (2) for each political committee from which the
2 officeholder received notice, other than notice for a political
3 expenditure described by Subsection (b), under Section 254.128 or
4 254.161:

5 (A) the committee's full name and address;

6 (B) an indication of whether the committee is a
7 general-purpose committee or a specific-purpose committee; and

8 (C) the full name and address of the committee's
9 campaign treasurer; and

10 (3) on a separate page or pages of the report, the
11 identification of any payment from political contributions made to
12 a business in which the officeholder has a participating interest
13 of more than 10 percent, holds a position on the governing body of
14 the business, or serves as an officer of the business.

15 (b) An officeholder who receives notice from a political
16 committee under Section 254.128 or 254.161 of a political
17 expenditure made for the officeholder is not required to include in
18 a report the information described by Subsection (a)(2) if:

19 (1) the political expenditure was made in connection
20 with the dissemination of materials, including political
21 advertising, that claim to be endorsed by or made on behalf of the
22 officeholder; and

23 (2) the officeholder had no prior knowledge of and did
24 not consent to the dissemination of the materials.

25 SECTION 4. The changes in law made by this Act apply only to
26 a report required to be filed under Chapter 254, Election Code, on
27 or after the effective date of this Act. A report required to be

1 filed before the effective date of this Act is governed by the law
2 in effect on the date the report was filed, and the former law is
3 continued in effect for that purpose.

4 SECTION 5. This Act takes effect September 1, 2023.