

AN ACT

relating to the offense of using a sound amplification device near a polling place.

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

SECTION 1. The heading to Section 61.004, Election Code, is amended to read as follows:

Sec. 61.004. UNLAWFUL OPERATION OF SOUND AMPLIFICATION DEVICE OR SOUND TRUCK.

SECTION 2. Section 61.004(a), Election Code, is amended to read as follows:

(a) A person commits an offense if, during the voting period and within 1,000 feet of a building in which a polling place is located, the person operates a sound amplification device or a vehicle with a loudspeaker while the device or loudspeaker is being used for the purpose of:

- (1) making a political speech; or
- (2) electioneering for or against any candidate, measure, or political party.

SECTION 3. This Act takes effect September 1, 2005.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 535 was passed by the House on March 21, 2005, by the following vote: Yeas 126, Nays 10, 1 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 535 was passed by the Senate on May 23, 2005, by the following vote: Yeas 30, Nays 1.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor