

1-1 By: Madden, et al. (Senate Sponsor - Williams) H.B. No. 535
1-2 (In the Senate - Received from the House March 22, 2005;
1-3 March 30, 2005, read first time and referred to Committee on State
1-4 Affairs; May 19, 2005, reported favorably by the following vote:
1-5 Yeas 8, Nays 0; May 19, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the offense of using a sound amplification device near a
1-9 polling place.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. The heading to Section 61.004, Election Code, is
1-12 amended to read as follows:

1-13 Sec. 61.004. UNLAWFUL OPERATION OF SOUND AMPLIFICATION
1-14 DEVICE OR SOUND TRUCK.

1-15 SECTION 2. Section 61.004(a), Election Code, is amended to
1-16 read as follows:

1-17 (a) A person commits an offense if, during the voting period
1-18 and within 1,000 feet of a building in which a polling place is
1-19 located, the person operates a sound amplification device or a
1-20 vehicle with a loudspeaker while the device or loudspeaker is being
1-21 used for the purpose of:

1-22 (1) making a political speech; or

1-23 (2) electioneering for or against any candidate,
1-24 measure, or political party.

1-25 SECTION 3. This Act takes effect September 1, 2005.

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