

1-1 By: Truitt (Senate Sponsor - Brimer) H.B. No. 2826  
1-2 (In the Senate - Received from the House May 10, 2005;  
1-3 May 12, 2005, read first time and referred to Committee on State  
1-4 Affairs; May 20, 2005, reported favorably by the following vote:  
1-5 Yeas 8, Nays 0; May 20, 2005, sent to printer.)

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

1-8 relating to frivolous or bad-faith complaints filed with the Texas  
1-9 Ethics Commission.

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

1-11 SECTION 1. Section 571.176, Government Code, is amended by  
1-12 adding Subsection (c) to read as follows:

1-13 (c) A person may file a sworn complaint with the commission,  
1-14 in accordance with Section 571.122, alleging that a complaint  
1-15 relating to that person filed with the commission is frivolous or  
1-16 brought in bad faith. A complaint may be filed under this  
1-17 subsection without regard to whether the complaint alleged to be  
1-18 frivolous or brought in bad faith is pending before the commission  
1-19 or has been resolved. The commission shall act on a complaint made  
1-20 under this subsection as provided by Subchapter E.

1-21 SECTION 2. This Act takes effect immediately if it receives  
1-22 a vote of two-thirds of all the members elected to each house, as  
1-23 provided by Section 39, Article III, Texas Constitution. If this  
1-24 Act does not receive the vote necessary for immediate effect, this  
1-25 Act takes effect September 1, 2005.

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