

By: Branch, Dutton, et al.

H.B. No. 83

Substitute the following for H.B. No. 83:

By: Swinford

C.S.H.B. No. 83

A BILL TO BE ENTITLED

AN ACT

1
2 relating to requiring a record vote by each house of the legislature
3 on final passage of a bill, resolution to propose or ratify a
4 constitutional amendment, or other nonceremonial resolution and to
5 public notice of the record vote.

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

7 SECTION 1. Subchapter B, Chapter 301, Government Code, is
8 amended by adding Section 301.035 to read as follows:

9 Sec. 301.035. REQUIRED RECORD VOTE ON BILLS AND CERTAIN
10 OTHER MEASURES. (a) A vote taken by a house of the legislature must
11 be by record vote if the vote is on final passage of:

12 (1) a bill;

13 (2) a joint resolution proposing or ratifying a
14 constitutional amendment; or

15 (3) any other resolution, other than a resolution of a
16 purely ceremonial or honorary nature such as a congratulatory or
17 memorial resolution.

18 (b) For purposes of this section, a vote on final passage
19 means a vote on:

20 (1) third reading;

21 (2) second reading if the applicable house suspends or
22 otherwise dispenses with the requirement for three readings;

23 (3) whether to concur in the amendments of the other
24 house; or

1 (4) whether to adopt a conference committee report.

2 (c) How each member voted on a measure described by
3 Subsection (a) shall be recorded in the journal of the appropriate
4 house.

5 (d) The secretary of the senate or chief clerk of the house
6 of representatives, as applicable, shall:

7 (1) publish each record vote required by this section,
8 including the vote of each member of the applicable house, on the
9 public Internet site maintained by or for that house; and

10 (2) maintain that information on the Internet site for
11 at least one year after the date the vote is taken.

12 (e) This section does not apply to a bill that applies only
13 to or in one identifiable district or political subdivision of this
14 state.

15 SECTION 2. This Act takes effect immediately if it receives
16 a vote of two-thirds of all the members elected to each house, as
17 provided by Section 39, Article III, Texas Constitution. If this
18 Act does not receive the vote necessary for immediate effect, this
19 Act takes effect September 1, 2007.