

Amend **SB 833** by inserting the following to be SECTION 2:

SECTION 2. Subchapter A, Chapter 431, Government Code, is amended by adding Section 431.0055 to read as follows:

Sec. 431.0055. DUAL OFFICE HOLDING. A position in or membership in the state military forces is not considered to be a civil office of emolument.

Amend SECTION 2 of **SB 833** by renumbering SECTION 2 of the bill to be SECTION 3 and to read:

SECTION 3. SECTION 1 of this Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If SECTION 1 of this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009. SECTION 2 of this Act takes effect January 1, 2010, but only if the constitutional amendment proposed by the 81st Legislature, Regular Session, 2009, authorizing an officer or enlisted member of the Texas State Guard or other state militia or military force to hold other civil offices is approved by the voters. If that proposed constitutional amendment is not approved by the voters, SECTION 2 of this Act has no effect.