

By: Hilderbran

H.B. No. 3843

Substitute the following for H.B. No. 3843:

By: Allen

C.S.H.B. No. 3843

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the election of the speaker of the house of  
3 representatives.

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

5 SECTION 1. Section 302.001, Government Code, is amended to  
6 read as follows:

7 Sec. 302.001. ELECTION. (a) When the house of  
8 representatives first convenes in regular session and a quorum is  
9 present and has been qualified, the house shall elect a speaker  
10 unless a majority of the members present decides to defer the  
11 election.

12 (b) The election of the speaker shall be governed by the  
13 rules of the house of representatives.

14 SECTION 2. Section 571.061(a), Government Code, is amended  
15 to read as follows:

16 (a) The commission shall administer and enforce:

17 (1) Chapters [~~302~~] 303, 305, 572, and 2004;

18 (2) Subchapter C, Chapter 159, Local Government Code,  
19 in connection with a county judicial officer, as defined by Section  
20 159.051, Local Government Code, who elects to file a financial  
21 statement with the commission;

22 (3) Title 15, Election Code; and

23 (4) Sections 2152.064 and 2155.003.

24 SECTION 3. Section 571.091(a), Government Code, is amended

1 to read as follows:

2 (a) The commission shall prepare a written opinion  
3 answering the request of a person subject to any of the following  
4 laws for an opinion about the application of any of these laws to  
5 the person in regard to a specified existing or hypothetical  
6 factual situation:

- 7 (1) [~~Chapter 302,~~  
8 [~~2~~] Chapter 303;  
9 (2) [~~3~~] Chapter 305;  
10 (3) [~~4~~] Chapter 2004;  
11 (4) [~~5~~] Chapter 572;  
12 (5) [~~6~~] Subchapter C, Chapter 159, Local Government  
13 Code, as provided by Section 571.061(a)(2);  
14 (6) [~~7~~] Title 15, Election Code;  
15 (7) [~~8~~] Chapter 36, Penal Code;  
16 (8) [~~9~~] Chapter 39, Penal Code;  
17 (9) [~~10~~] Section 2152.064; or  
18 (10) [~~11~~] Section 2155.003.

19 SECTION 4. Subchapter B, Chapter 302, Government Code, is  
20 repealed.

21 SECTION 5. (a) The repeal by this Act of Section 302.021,  
22 Government Code, does not apply to an offense committed under that  
23 section before September 1, 2009. For purposes of this section, an  
24 offense is committed before September 1, 2009, if any element of the  
25 offense occurs before that date.

26 (b) An offense committed before September 1, 2009, is  
27 covered by that section as it existed when the offense was

1 committed, and the former law is continued in effect for that  
2 purpose.

3 SECTION 6. This Act takes effect September 1, 2009.