

House Bill 756
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

SECTION 1. Section 253.039, Election Code, is amended by amending Subsections (a) and (b) and adding Subsections (e), (f), and (g) to read as follows:

(a) A person may not knowingly make or authorize a political contribution while in a state building ~~[the Capitol]~~ to:

- (1) a candidate or officeholder;
- (2) a political committee; or
- (3) a person acting on behalf of a candidate, officeholder, or political committee.

(b) A candidate, officeholder, or political committee or a person acting on behalf of a candidate, officeholder, or political committee may not knowingly accept a political contribution, and shall refuse a political contribution that is received, in a state building ~~[the Capitol]~~.

(e) If the commission determines that a person registered under Chapter 305, Government Code, has made or attempted to make a political contribution in a state building, the commission shall enter an order suspending the person's registration under Section 305.005 for 180 days.

(f) If the commission determines that a general-purpose committee has made or attempted to make a political contribution in a state building, the commission shall enter an order suspending the committee's campaign

SENATE VERSION

SECTION 1. Section 253.039, Election Code, is amended by amending Subsections (a), (b), and (c) and adding Subsection (e) to read as follows:

(a) A person may not knowingly make or authorize a political contribution while in a state office building ~~[the Capitol]~~ to:

- (1) a candidate or officeholder;
- (2) a political committee; or
- (3) a person acting on behalf of a candidate, officeholder, or political committee.

(b) A candidate, officeholder, or political committee or a person acting on behalf of a candidate, officeholder, or political committee may not knowingly accept a political contribution, and shall refuse a political contribution that is received, in a state office building ~~[the Capitol]~~.

(c) Subsections (a) and (b) apply to [This section does not prohibit] contributions made in a state office building [the Capitol] through the United States Postal Service or a common or contract carrier.

CONFERENCE

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HOUSE VERSION

treasurer appointment for 180 days.

(g) In this section, "state building" means any building owned or occupied by the state, including a building or office leased to the state for state purposes, that is used by a state officer or state agency. The prohibition only applies to the portion of the building used for state business.

SECTION 2. Section 253.039(c), Election Code, is repealed.

SECTION 3. (a) Section 253.039, Election Code, as amended by this Act, applies only to an offense committed on or after September 1, 2009. For purposes of this section, an offense is committed before the effective date of this Act if any element of the offense occurs before that date.

(b) An offense committed before September 1, 2009, is covered by the law in effect when the offense was committed, and the former law is continued in effect for that purpose.

SECTION 4. This Act takes effect September 1, 2009.

SENATE VERSION

(e) In this section, "state office building" means any building owned or occupied by the state, including a building or portion of a building leased to the state for state purposes, in which an elected state officer maintains an office. The prohibitions prescribed by Subsections (a) and (b) apply only to the portion of the building used for state business.

No equivalent provision.

SECTION 2. Same as House version.

SECTION 3. Same as House version.

CONFERENCE