

By: Lewis

H.B. No. 804

Substitute the following for H.B. No. 804:

By: Cook

C.S.H.B. No. 804

A BILL TO BE ENTITLED

AN ACT

relating to the offense of illegal voting by a person who is not a United States citizen.

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

SECTION 1. Subchapter A, Chapter 64, Election Code, is amended by adding Section 64.013 to read as follows:

Sec. 64.013. ILLEGAL VOTING BY PERSON WHO IS NOT UNITED STATES CITIZEN. (a) A person commits an offense if the person is not a citizen of the United States and the person votes or attempts to vote in an election in this state.

(b) An offense under this section is a felony of the third degree.

(c) It is an affirmative defense to prosecution for an offense under this section that the person believed in good faith that the person was a citizen of the United States.

SECTION 2. This Act takes effect September 1, 2011.