

By: Lewis

H.B. No. 3093

A BILL TO BE ENTITLED

AN ACT

relating to the amendment of certain reports of political contributions and expenditures.

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

SECTION 1. Subchapter B, Chapter 254, Election Code, is amended by adding Section 254.0405 to read as follows:

Sec. 254.0405. AMENDMENT OF FILED REPORT. (a) A person who files a semiannual report under this chapter may amend the report.

(b) A semiannual report that is amended before the eighth day after the date the original report was filed is considered to have been filed on the date on which the original report was filed.

(c) A semiannual report that is amended on or after the eighth day after the original report was filed is considered to have been filed on the date on which the original report was filed if:

(1) the amendment is made before any complaint is filed with regard to the subject of the amendment; and

(2) the original report was made in good faith and without an intent to mislead or to misrepresent the information contained in the report.

SECTION 2. Section 254.041, Election Code, is amended by adding Subsection (d) to read as follows:

(d) It is an exception to the application of Subsection (a)(3) that:

(1) the information was required to be included in a

1 semiannual report; and

2 (2) the person amended the report within the time  
3 prescribed by Section 254.0405(b) or under the circumstances  
4 described by Section 254.0405(c).

5 SECTION 3. The change in law made by this Act to Section  
6 254.041, Election Code, applies only to an offense committed on or  
7 after the effective date of this Act. For purposes of this section,  
8 an offense is committed before the effective date of this Act if any  
9 element of the offense occurs before the effective date. An offense  
10 committed before the effective date of this Act is covered by the  
11 law in effect when the offense was committed, and the former law is  
12 continued in effect for that purpose.

13 SECTION 4. This Act takes effect September 1, 2011.