

1-1 By: Lewis (Senate Sponsor - Duncan) H.B. No. 3093  
1-2 (In the Senate - Received from the House May 4, 2011;  
1-3 May 5, 2011, read first time and referred to Committee on State  
1-4 Affairs; May 17, 2011, reported favorably by the following vote:  
1-5 Yeas 9, Nays 0; May 17, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the amendment of certain reports of political  
1-9 contributions and expenditures.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subchapter B, Chapter 254, Election Code, is  
1-12 amended by adding Section 254.0405 to read as follows:

1-13 Sec. 254.0405. AMENDMENT OF FILED REPORT. (a) A person  
1-14 who files a semiannual report under this chapter may amend the  
1-15 report.

1-16 (b) A semiannual report that is amended before the eighth  
1-17 day after the date the original report was filed is considered to  
1-18 have been filed on the date on which the original report was filed.

1-19 (c) A semiannual report that is amended on or after the  
1-20 eighth day after the original report was filed is considered to have  
1-21 been filed on the date on which the original report was filed if:

1-22 (1) the amendment is made before any complaint is  
1-23 filed with regard to the subject of the amendment; and

1-24 (2) the original report was made in good faith and  
1-25 without an intent to mislead or to misrepresent the information  
1-26 contained in the report.

1-27 SECTION 2. Section 254.041, Election Code, is amended by  
1-28 adding Subsection (d) to read as follows:

1-29 (d) It is an exception to the application of Subsection  
1-30 (a)(3) that:

1-31 (1) the information was required to be included in a  
1-32 semiannual report; and

1-33 (2) the person amended the report within the time  
1-34 prescribed by Section 254.0405(b) or under the circumstances  
1-35 described by Section 254.0405(c).

1-36 SECTION 3. The change in law made by this Act to Section  
1-37 254.041, Election Code, applies only to an offense committed on or  
1-38 after the effective date of this Act. For purposes of this section,  
1-39 an offense is committed before the effective date of this Act if any  
1-40 element of the offense occurs before the effective date. An offense  
1-41 committed before the effective date of this Act is covered by the  
1-42 law in effect when the offense was committed, and the former law is  
1-43 continued in effect for that purpose.

1-44 SECTION 4. This Act takes effect September 1, 2011.

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