

Amend Amendment No. 5 by Goldman to **SB 5** by adding the following appropriately numbered SECTION to the amendment and renumbering subsequent SECTIONS of the amendment accordingly:

SECTION _____. Section 64.012, Election Code, is amended by adding Subsection (c) to read as follows:

(c) It is an affirmative defense to prosecution under Subsection (a)(4) that the person marked the ballot or attempted to mark the ballot in a manner that could have no effect on the vote indicated or to be indicated by the ballot.