

By: Fallon

H.B. No. 269

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the use of a mobile phone by a person near a polling
3 place.

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

5 SECTION 1. Section 61.014, Election Code, is amended by
6 amending Subsections (a) and (b) and adding Subsection (e) to read
7 as follows:

8 (a) Except as otherwise provided by this section, a [~~A~~]
9 person may not use a wireless communication device within 100 feet
10 of a voting station.

11 (b) A person may not use any mechanical or electronic means
12 to take photographs, take video, or record [~~of recording images or~~]
13 sound within 100 feet of a voting station.

14 (e) A person may use the person's mobile phone to access
15 information.

16 SECTION 2. The heading to Section 62.0111, Election Code,
17 is amended to read as follows:

18 Sec. 62.0111. NOTICE OF PROHIBITION OF RECORDING [~~CERTAIN~~
19 ~~DEVICES~~].

20 SECTION 3. Section 62.0111(a), Election Code, is amended to
21 read as follows:

22 (a) At the discretion of the presiding judge, notice of the
23 prohibition of taking photographs, taking video, or recording sound
24 [~~the use of certain devices~~] under Section 61.014 may be posted at

1 one or more locations in the polling place where it can be read by
2 persons waiting to vote.

3 SECTION 4. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect on the 91st day after the last day of the
8 legislative session.