

By: Buckingham

S.B. No. 394

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the required vote by a presidential elector; providing
3 a civil penalty.

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

5 SECTION 1. Section 192.002, Election Code, is amended by
6 adding Subsection (c) to read as follows:

7 (c) A person who violates Section 192.009(a) is ineligible
8 to serve as an elector in all subsequent elections.

9 SECTION 2. Subchapter A, Chapter 192, Election Code, is
10 amended by adding Section 192.009 to read as follows:

11 Sec. 192.009. REQUIRED VOTE BY ELECTOR. (a) At the meeting
12 of electors, an elector shall vote for the candidates for president
13 and vice-president receiving the most votes in the general election
14 for state and county officers.

15 (b) An elector who violates Subsection (a) is liable to this
16 state for a civil penalty of \$5,000.

17 SECTION 3. This Act takes effect immediately if it receives
18 a vote of two-thirds of all the members elected to each house, as
19 provided by Section 39, Article III, Texas Constitution. If this
20 Act does not receive the vote necessary for immediate effect, this
21 Act takes effect September 1, 2017.