

By: Middleton

H.B. No. 4082

A BILL TO BE ENTITLED

AN ACT

relating to the applicability of certain state law to electoral
affairs governed by political party rules.

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

SECTION 1. Section 163.003, Election Code, is amended to
read as follows:

Sec. 163.003. CONSISTENCY WITH STATE LAW. (a) The rules
adopted by a political party must be consistent with state law,
subject to Subsection (b).

(b) A political party may by rule provide that a provision
of this title governing the electoral affairs of the party does not
apply to the extent that a party rule on electoral affairs is
inconsistent with a provision of this title.

SECTION 2. Section 163.007, Election Code, is amended to
read as follows:

Sec. 163.007. RULES ENFORCEABLE BY MANDAMUS. A rule on
electoral affairs is enforceable by writ of mandamus in the same
manner as if the rule were a statute, except as otherwise provided
by party rule.

SECTION 3. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as
provided by Section 39, Article III, Texas Constitution. If this
Act does not receive the vote necessary for immediate effect, this
Act takes effect September 1, 2019.