



FLOOR AMENDMENT NO. \_\_\_\_\_

BY: ALLISON

1 Amend C.S.S.B. No. 1 (house committee report) as follows:

2 (1) Strike page 35, lines 4-17, and substitute the following:

3 (3) cause any false or intentionally misleading  
4 statement, representation, or information to be provided:

5 (A) to an election official; or

6 (B) on an application for ballot by mail, carrier  
7 envelope, or any other official election-related form or document;

8 (4) prevent a voter from casting a legal ballot in an  
9 election in which the voter is eligible to vote;

10 (5) provide false information to a voter with the intent  
11 of preventing the voter from voting in an election in which the  
12 voter is eligible to vote;

13 (6) cause the ballot not to reflect the intent of the  
14 voter;

15 (7) cause a ballot to be voted for another person that  
16 the person knows to be deceased or otherwise knows not to be a  
17 qualified or registered voter;

18 (8) cause or enable a vote to be cast more than once in  
19 the same election; or

20 (9) discard or destroy a voter's completed ballot  
21 without the voter's consent.

22 (b) An offense under this section is a Class A misdemeanor,  
23 unless:

24 (1) the person committed the offense while acting in the  
25 person's capacity as an elected official, in which case the offense  
26 is a state jail felony; or

1           (2) the person is convicted of an attempt, in which case  
2 the offense is a Class B [A] misdemeanor.

3           (2) Strike page 38, lines 17-21, and substitute the following:

4           Sec. 276.018. PERJURY IN CONNECTION WITH CERTAIN ELECTION  
5 PROCEDURES. (a) A person commits an offense if, with the intent to  
6 deceive, the person knowingly or intentionally makes a false  
7 statement or swears to the truth of a false statement:

8           (1) on a voter registration application; or

9           (2) previously made while making an oath, declaration,  
10 or affidavit described by this code.

11           (b) An offense under this section is a state jail felony.

12           (3) Strike page 44, line 23, through page 45, line 14, and  
13 substitute the following:

14           SECTION 9.03. Section 64.012, Election Code, is amended by  
15 amending Subsections (a) and (b) and adding Subsections (c) and  
16 (d) to read as follows:

17           (a) A person commits an offense if the person knowingly or  
18 intentionally:

19           (1) votes or attempts to vote in an election in which  
20 the person knows the person is not eligible to vote;

21           (2) [~~knowingly~~] votes or attempts to vote more than once  
22 in an election;

23           (3) [~~knowingly~~] votes or attempts to vote a ballot  
24 belonging to another person, or by impersonating another person;  
25 [~~or~~]

26           (4) [~~knowingly~~] marks or attempts to mark any portion of  
27 another person's ballot without the consent of that person, or  
28 without specific direction from that person how to mark the ballot;  
29 or

30           (5) votes or attempts to vote in an election in this  
31 state after voting in another state in an election in which a

1 federal office appears on the ballot and the election day for both  
2 states is the same day.

3 (b) An offense under this section is a Class A misdemeanor  
4 ~~[felony of the second degree unless the person is convicted of an~~  
5 ~~attempt. In that case, the offense is a state jail felony].~~

6 (4) Add the following appropriately numbered SECTION to  
7 ARTICLE 2 of the bill and renumber the SECTIONS of that ARTICLE  
8 accordingly:

9 SECTION 2.\_\_\_\_. Section 13.007, Election Code, is amended to  
10 read as follows:

11 Sec. 13.007. FALSE STATEMENT ON APPLICATION. (a) A person  
12 commits an offense if the person knowingly or intentionally:

13 (1) makes a false statement; or

14 (2) requests, commands, coerces, or attempts to induce  
15 another person to make a false statement on a registration  
16 application.

17 (b) An offense under this section is a Class A ~~[B]~~  
18 misdemeanor.

19 (c) If conduct that constitutes an offense under this section  
20 also constitutes an offense under another law, the actor may be  
21 prosecuted under this section, the other law, or both. ~~[For~~  
22 ~~purposes of this code, an offense under this section is considered~~  
23 ~~to be perjury, but may be prosecuted only under this section.]~~