

By: Toth

H.B. No. 34

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a vacancy in the office of a legislator due to an
3 absence without official leave.

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

5 SECTION 1. Subchapter F, Chapter 301, Government Code, is
6 amended by adding Section 301.074 to read as follows:

7 Sec. 301.074. VACANCY DUE TO EXCESSIVE ABSENCE. A member of
8 the legislature vacates the member's office if the member is absent
9 from all proceedings of the house of the legislature of which the
10 person is a member, without a leave of absence granted by that
11 house, for seven consecutive days on which that house meets.

12 SECTION 2. Section 301.074, Government Code, as added by
13 this Act, applies only to an absence that occurs on or after the
14 effective date of this Act.

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