

By: Oliverson

H.B. No. 208

A BILL TO BE ENTITLED

AN ACT

relating to a vacancy in the office of senator or representative due to unexcused absence.

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

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

Sec. 301.074. VACANCY DUE TO UNEXCUSED ABSENCE. A member of the legislature vacates the member's office if the member is absent during a regular or special session of the legislature without an excuse granted in accordance with the procedures of the house of which the person is a member for:

(1) seven consecutive days on which that house meets and lacks a quorum to do business; or

(2) one day on which that house meets and lacks a quorum to do business, if the member is outside of the United States on that day.

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

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 on the 91st day after the last day of the

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1 legislative session.