

Amend CSHB 4661 (house committee printing) as follows:

(1) Strike page 1, line 4, through page 2, line 23.

(2) Strike "305.0281" and substitute "572.103" in each of the following places it appears:

(A) page 3, line 2;

(B) page 3, line 8;

(C) page 3, line 18; and

(D) page 4, line 1.

(3) On page 4, line 6, strike "shall" and substitute "may, after notice and an opportunity for a hearing before the commission,".

(4) Strike page 4, lines 9 through 14, and substitute the following:

(c) A hearing under Subsection (b) may be held by electronic means.

(5) On page 4, line 17, strike "305.0031" and substitute "572.102".

(6) On page 4, line 21, strike "305.0031(a)(1)(A)" and substitute "572.102(b)(1)(A)".

(7) Add the following appropriately numbered SECTION to the bill and renumber the SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Chapter 572, Government Code, is amended by adding Subchapter D to read as follows:

SUBCHAPTER D. SEXUAL HARASSMENT

Sec. 572.101. DEFINITION. In this subchapter, "sexual harassment" means an unwelcome sexual advance, a request for a sexual favor, or any other verbal or physical conduct of a sexual nature if:

(1) submission to or rejection of the advance, request, or conduct is used as the basis for a decision in making an expenditure authorized by Chapter 305 or Title 15, Election Code;

(2) the advance, request, or conduct has the purpose or effect of creating an intimidating, hostile, or offensive working environment; or

(3) the advance, request, or conduct unreasonably interferes with a person's exercise or enjoyment of any right, privilege, power, or immunity, either explicitly or implicitly.

Sec. 572.102. SEXUAL HARASSMENT TRAINING REQUIRED. (a)

Each member of the legislature, official holding an elected statewide executive branch office, or individual elected to the legislature or a statewide executive branch office shall:

(1) complete a sexual harassment training program approved by the commission not later than the 60th day after each uniform election date in November; and

(2) file with the commission written evidence of completing the program on a form prescribed by the commission.

(b) An individual required to register under Chapter 305 shall:

(1) complete:

(A) an initial sexual harassment training program approved by the commission not later than the 30th day after the date the individual files an initial registration under Section 305.005; and

(B) an additional sexual harassment training program approved by the commission not later than each two-year anniversary of the deadline under Paragraph (A); and

(2) file with the commission written evidence of completing each program on a form prescribed by the commission.

(c) The commission shall approve one or more sexual harassment training programs for purposes of Subsections (a) and (b). The commission may approve a sexual harassment training program that is made available by a house of the legislature to members, officers, and employees of that house.

(d) A sexual harassment training program approved by the commission must provide an individual with written evidence of completion of the program on a form prescribed by the commission.

(e) A sexual harassment training program approved by the commission may be offered online or in-person.

Sec. 572.103. SEXUAL HARASSMENT PROHIBITED. Each member of the legislature, official holding an elected statewide executive branch office, individual elected to the legislature or a statewide executive branch office, or individual required to register under Chapter 305 may not intentionally or knowingly engage in conduct that constitutes sexual harassment.