

By: Morales Shaw

H.B. No. 5069

A BILL TO BE ENTITLED

AN ACT

1
2 relating to requirements for a trial in the contest of an election
3 for an office.

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

5 SECTION 1. Subchapter A, Chapter 232, Election Code, is
6 amended by adding Section 232.0035 to read as follows:

7 Sec. 232.0035. COUNTY CLERK AS NECESSARY PARTY IN CERTAIN
8 CONTESTS. (a) In any contested election in which a contestant
9 alleges that an election official engaged in conduct described by
10 Section 221.003(a)(2), the county clerk is a necessary party to the
11 proceedings.

12 (b) A county clerk may not recover fees or costs incurred as
13 a party to an election contest as required under Subsection (a).

14 SECTION 2. This Act takes effect September 1, 2023.