

SENATE AMENDMENTS

2nd Printing

By: Thimesch, Slawson, Hayes, DeAyala,
Capriglione, et al.

H.B. No. 3372

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the reporting of political contributions, including
3 in-kind contributions, and expenditures made using a credit card.

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

5 SECTION 1. Subchapter B, Chapter 254, Election Code, is
6 amended by adding Section 254.044 to read as follows:

7 Sec. 254.044. REPORTING OF POLITICAL CONTRIBUTIONS AND
8 EXPENDITURES MADE USING CREDIT CARD. (a) A candidate or
9 officeholder who accepts a political contribution made using a
10 credit card shall:

11 (1) for a political contribution for which a
12 processing fee is deducted by the credit card issuer from the
13 political contribution amount:

14 (A) report as a political contribution the full
15 amount, including the deducted amount; and

16 (B) report as a political expenditure the
17 deducted amount; and

18 (2) for a political contribution for which a
19 processing fee is paid by the person making the political
20 contribution in excess of the political contribution amount:

21 (A) report as a political contribution the full
22 amount, not including the amount paid in excess of the political
23 contribution amount; and

24 (B) report as an in-kind contribution the amount

1 paid in excess of the political contribution amount.

2 (b) Notwithstanding any other provision of this chapter and
3 for purposes of reporting in-kind contributions under Subsection
4 (a)(2)(B), a candidate or officeholder may aggregate those in-kind
5 contributions for the reporting period during which the in-kind
6 contributions are accepted.

7 SECTION 2. Section 254.044, Election Code, as added by this
8 Act, applies only to a report of political contributions and
9 expenditures under Chapter 254, Election Code, that is required to
10 be filed on or after January 1, 2024.

11 SECTION 3. This Act takes effect September 1, 2023.

ADOPTED

MAY 19 2023

Lately Spaw
Secretary of the Senate

BY:

Tom Parker

FLOOR AMENDMENT NO. 1

1 Amend H.B. No. 3372 (senate committee report) in SECTION 1 of
2 the bill by striking added Sections 254.044(a)(2) and (b), Election
3 Code (page 1, lines 37 through 49), and substituting the following:

4 (2) for a political contribution for which a
5 processing fee is paid by the person making the political
6 contribution in excess of the political contribution amount, report
7 as a political contribution the full amount, including the amount
8 paid in excess of the political contribution amount.

9 (b) The commission may not require a candidate or
10 officeholder who accepts a political contribution described by
11 Subsection (a)(2) to report as a political expenditure the excess
12 amount paid as a processing fee by the person making the political
13 contribution.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 20, 2023

TO: Honorable Dade Phelan, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3372 by Thimesch (Relating to the reporting of political contributions, including in-kind contributions, and expenditures made using a credit card.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

It is assumed that any costs associated with the bill could be absorbed using existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 356 Texas Ethics Commission

LBB Staff: JMc, CMA, SMAT, GP, MOc, LCO

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 14, 2023

TO: Honorable Bryan Hughes, Chair, Senate Committee on State Affairs

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3372 by Thimesch (Relating to the reporting of political contributions, including in-kind contributions, and expenditures made using a credit card.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Election Code relating to the reporting of certain political contributions. According to the Texas Ethics Commission, there would be no significant fiscal impact to the state.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 356 Texas Ethics Commission

LBB Staff: JMc, SMAT, GP, MOc, LCO

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

April 19, 2023

TO: Honorable Reggie Smith, Chair, House Committee on Elections

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3372 by Thimesch (relating to the reporting of political contributions, including in-kind contributions, and expenditures made using a credit card.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Election Code relating to the reporting of certain political contributions. According to the Texas Ethics Commission, there would be no significant fiscal impact to the state.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 356 Texas Ethics Commission

LBB Staff: JMc, MOc, GP, LCO

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

April 3, 2023

TO: Honorable Reggie Smith, Chair, House Committee on Elections

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3372 by Thimesch (Relating to the reporting of political contributions and expenditures made using a credit card.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Election Code relating to the reporting of certain political contributions. According to the Texas Ethics Commission, there would be no significant fiscal impact to the state.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 356 Texas Ethics Commission

LBB Staff: JMc, MOc, LCO, GP