By:  Harrison H.B. No. 1267

A BILL TO BE ENTITLED

AN ACT

relating to the recall of a United States senator by the legislature.

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

SECTION 1.  The legislature finds that:

(1)  the federal government was intended to be a creation of and responsive to the sovereign states;

(2)  the 10th Amendment rights of states and the people have been significantly diminished since the adoption of the 17th Amendment;

(3)  a restoration of the appropriate balance of power between the sovereign State of Texas and the federal government is necessary;

(4)  the federal government has asserted itself in nearly all matters of human endeavor including the exercising of authorities not granted to it under the constitution;

(5)  the rate of unconstitutional encroachments on state sovereignty has increased since the adoption of the 17th Amendment; and

(6)  it is necessary to restore the original constitutional design that federal senators serve the best interest of the State of Texas.

SECTION 2.  Title 9, Election Code, is amended by adding Chapter 147 to read as follows:

CHAPTER 147. UNITED STATES SENATORS

Sec. 147.001.  RECALL BY LEGISLATURE. (a) A person holding the office of United States senator elected from this state is subject to recall by a majority vote of each house of the Texas Legislature.

(b)  A vacancy in the office of United States senator occurs on the date of a successful recall under this section.

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 September 1, 2025.