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S.B. No. 2877

A BILL TO BE ENTITLED

# 1 AN ACT

2 relating to the penalty for the crime of election fraud; increasing  
3 a criminal penalty.

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

5 SECTION 1. Sections 276.013(a) and (b), Election Code, are  
6 amended to read as follows:

7                   (a) A person commits an offense if the person knowingly or  
8 intentionally makes any effort to:

15 (3) cause any false or intentionally misleading  
16 statement, representation, or information to be provided:

17 (A) to an election official; or

18 (B) on an application for ballot by mail, carrier  
19 envelope, or any other official election-related form or document;

20 (4) prevent a voter from casting a legal ballot in an  
21 election in which the voter is eligible to vote;

22 (5) provide false information to a voter with the  
23 intent of preventing the voter from voting in an election in which  
24 the voter is eligible to vote.

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6 (8) cause or enable a vote to be cast more than once in  
7 the same election; [~~or~~]

14 (b) An offense under this section is a felony of the second  
15 degree [Class A misdemeanor], unless:

16 (1) the person committed the offense while acting in  
17 the person's capacity as an elected official, in which case the  
18 offense is a [state jail] felony of the first degree; or

19 (2) the person is convicted of an attempt, in which  
20 case the offense is a felony of the third degree [Class B  
21 ~~misdemeanor~~].

22 SECTION 2. The following provisions of the Election Code  
23 are repealed:

24 (1) Section 276.013(c); and

25 (2) Section 276.014.

26 SECTION 3. The changes in law made by this Act apply only to  
27 an offense committed on or after the effective date of this Act. An

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1 offense committed before the effective date of this Act is governed  
2 by the law in effect when the offense was committed, and the former  
3 law is continued in effect for that purpose. For purposes of this  
4 section, an offense was committed before the effective date of this  
5 Act if any element of the offense occurred before that date.

6 SECTION 4. This Act takes effect September 1, 2025.