

By: Thompson of Harris

H.J.R. No. 166

A JOINT RESOLUTION

1 proposing a constitutional amendment allowing recovery of
2 exemplary damages by a person's estate for a homicide.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Section 26, Article XVI, Texas Constitution, is
5 amended to read as follows:

6 Sec. 26. Every person, corporation, or company, that may
7 commit a homicide, through wilful act, or omission, or gross
8 neglect, shall be responsible, in exemplary damages, to the
9 surviving husband, widow, heirs of the deceased person's [~~his or~~
10 ~~her~~] body, [~~or~~] such of them as there may be, or the deceased
11 person's estate without regard to any criminal proceeding that may
12 or may not be had in relation to the homicide.

13 SECTION 2. This proposed constitutional amendment shall be
14 submitted to the voters at an election to be held November 7, 2023.
15 The ballot shall be printed to permit voting for or against the
16 proposition: "The constitutional amendment allowing recovery of
17 exemplary damages by a person's estate for a homicide."