

By: West

S.J.R. No. 3

1 SENATE JOINT RESOLUTION

2 proposing a constitutional amendment authorizing the governor to  
3 grant pardons to persons who have received deferred adjudication.

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

5 SECTION 1. Subsection (b), Section 11, Article IV, Texas  
6 Constitution, is amended to read as follows:

7 (b) In all criminal cases, except treason and impeachment,  
8 the Governor shall have power, after conviction or order of  
9 deferred adjudication, on the written signed recommendation and  
10 advice of the Board of Pardons and Paroles, or a majority thereof,  
11 to grant reprieves and commutations of punishment and pardons; and  
12 under such rules as the Legislature may prescribe, and upon the  
13 written recommendation and advice of a majority of the Board of  
14 Pardons and Paroles, he shall have the power to remit fines and  
15 forfeitures. The Governor shall have the power to grant one  
16 reprieve in any capital case for a period not to exceed thirty (30)  
17 days; and he shall have power to revoke conditional pardons. With  
18 the advice and consent of the Legislature, he may grant reprieves,  
19 commutations of punishment and pardons in cases of treason.

20 SECTION 2. This proposed constitutional amendment shall be  
21 submitted to the voters at an election to be held November 4, 2003.  
22 The ballot shall be printed to permit voting for or against the  
23 proposition: "The constitutional amendment authorizing the  
24 governor to grant pardons to persons who have received deferred

1 adjudication."

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COMMITTEE AMENDMENT NO. 1

Amend S.J.R. 3, as follows:

(1) On page 1, line 21, strike "November 4, 2003." and substitute "September 13, 2003."

Denny