

1-1 By: West S.J.R. No. 3  
1-2 (In the Senate - Filed May 1, 2003; May 6, 2003, read first  
1-3 time and referred to Committee on Criminal Justice; May 14, 2003,  
1-4 reported favorably by the following vote: Yeas 5, Nays 0;  
1-5 May 14, 2003, sent to printer.)

1-6 SENATE JOINT RESOLUTION

1-7 proposing a constitutional amendment authorizing the governor to  
1-8 grant pardons to persons who have received deferred adjudication.

1-9 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Subsection (b), Section 11, Article IV, Texas  
1-11 Constitution, is amended to read as follows:

1-12 (b) In all criminal cases, except treason and impeachment,  
1-13 the Governor shall have power, after conviction or order of  
1-14 deferred adjudication, on the written signed recommendation and  
1-15 advice of the Board of Pardons and Paroles, or a majority thereof,  
1-16 to grant reprieves and commutations of punishment and pardons; and  
1-17 under such rules as the Legislature may prescribe, and upon the  
1-18 written recommendation and advice of a majority of the Board of  
1-19 Pardons and Paroles, he shall have the power to remit fines and  
1-20 forfeitures. The Governor shall have the power to grant one  
1-21 reprieve in any capital case for a period not to exceed thirty (30)  
1-22 days; and he shall have power to revoke conditional pardons. With  
1-23 the advice and consent of the Legislature, he may grant reprieves,  
1-24 commutations of punishment and pardons in cases of treason.

1-25 SECTION 2. This proposed constitutional amendment shall be  
1-26 submitted to the voters at an election to be held November 4, 2003.  
1-27 The ballot shall be printed to permit voting for or against the  
1-28 proposition: "The constitutional amendment authorizing the  
1-29 governor to grant pardons to persons who have received deferred  
1-30 adjudication."

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