

By: Gattis

H.J.R. No. 56

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the denial of bail
2 to a criminal defendant who violates a condition of the defendant's
3 release pending trial.

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

5 SECTION 1. Article I, Texas Constitution, is amended by
6 adding Section 11b to read as follows:

7 Sec. 11b. VIOLATION OF CONDITION OF RELEASE PENDING TRIAL;
8 DENIAL OF BAIL. Any person accused of a felony in this state who is
9 released on bail pending trial and whose bail is subsequently
10 revoked or forfeited for a violation of a condition of release may
11 be denied bail pending trial on a determination by a district judge
12 in this state, at a subsequent hearing to set or reinstate bail,
13 that the person violated a condition of release.

14 SECTION 2. This proposed constitutional amendment shall be
15 submitted to the voters at an election to be held on November 8,
16 2005. The ballot shall be printed to provide for voting for or
17 against the proposition: "The constitutional amendment
18 authorizing the denial of bail to a criminal defendant who violates
19 a condition of the defendant's release pending trial."