

By: Staples

S.J.R. No. 17

1 SENATE JOINT RESOLUTION

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

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

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

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

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