

By: West

S.J.R. No. 11

1 SENATE JOINT RESOLUTION

2 proposing a constitutional amendment authorizing the governor to
3 grant a pardon to a person who successfully completes a term of
4 deferred adjudication community supervision.

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

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

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

22 SECTION 2. This proposed constitutional amendment shall be
23 submitted to the voters at an election to be held November 3, 2009.
24 The ballot shall be printed to permit voting for or against the

1 proposition: "The constitutional amendment authorizing the
2 governor to grant a pardon to a person who successfully completes a
3 term of deferred adjudication community supervision."