

By: Hall

S.J.R. No. 60

A JOINT RESOLUTION

1 proposing a constitutional amendment regarding certain actions
2 involving the conduct of elections and the powers of the
3 legislature to file certain actions against the governor and other
4 state officials.

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

6 SECTION 1. Section 3, Article V, Texas Constitution, is
7 amended by amending Subsection (a) and adding Subsections (a-1) and
8 (a-2) to read as follows:

9 (a) The Supreme Court shall exercise the judicial power of
10 the state except as otherwise provided in this Constitution. Its
11 jurisdiction shall be co-extensive with the limits of the State and
12 its determinations shall be final except in criminal law matters.
13 Its appellate jurisdiction shall be final and shall extend to all
14 cases except in criminal law matters and as otherwise provided in
15 this Constitution or by law. The Supreme Court and the Justices
16 thereof shall have power to issue writs of habeas corpus, as may be
17 prescribed by law, and under such regulations as may be prescribed
18 by law, the [~~said~~] courts and the Justices thereof may issue the
19 writs of mandamus, procedendo, certiorari and such other writs, as
20 may be necessary to enforce its jurisdiction.

21 (a-1) Except as provided by Subsection (a-2) of this
22 section, the [~~The~~] Legislature may confer original jurisdiction on
23 the Supreme Court to issue writs of quo warranto and mandamus in
24 such cases as may be specified, except as against the Governor [~~of~~

1 ~~the State]~~.

2 (a-2) A member of the Legislature has standing to
3 participate as a party in a suit against the Governor or other state
4 official for a violation of any law related to the conduct of
5 elections, including an action for a writ of mandamus to compel the
6 Governor or other state official to comply with a law related to the
7 conduct of elections. The Supreme Court has original jurisdiction
8 of a suit brought under this subsection and shall give preference to
9 such a suit.

10 SECTION 2. This proposed constitutional amendment shall be
11 submitted to the voters at an election to be held November 2, 2021.
12 The ballot shall be printed to provide for voting for or against the
13 proposition: "The constitutional amendment regarding certain
14 actions involving the conduct of elections and the powers of the
15 legislature to file certain actions against the governor and other
16 state officials."