

Amend CSSJR 5 (house committee printing) as follows:

(1) On page 1, line 6, strike "Section 11d" and substitute "Sections 11d and 11f".

(2) On page 3, between lines 10 and 11, insert the following:

Sec. 11f. (a) This section applies only to a person accused of committing one or more of the following offenses:

(1) murder;

(2) capital murder;

(3) aggravated assault if the person:

(A) caused serious bodily injury, as that term is defined by general law, to another; or

(B) used a firearm, club, knife, or explosive weapon, as those terms are defined by general law, during the commission of the assault;

(4) aggravated kidnapping;

(5) aggravated robbery;

(6) aggravated sexual assault;

(7) indecency with a child;

(8) trafficking of persons; or

(9) continuous trafficking of persons.

(b) Notwithstanding any other provision of this constitution, a person to whom this section applies shall be denied bail pending trial if a judge or magistrate determines after a hearing that the attorney representing the state has demonstrated that:

(1) probable cause exists to believe that the person engaged in conduct constituting an offense described by Subsection (a) of this section; and

(2) the person:

(A) was previously convicted of an offense described by Subsection (a) of this section; or

(B) at the time of the new offense, was released on bail for an offense described by Subsection (a) of this section.

(c) At a hearing described by this section, a person is entitled to be represented by counsel.

(3) On page 3, line 16, between "felony" and the period,

insert "and requiring the denial of bail to persons accused of certain offenses punishable as a felony who have previously been convicted of or who were released on bail for certain offenses punishable as a felony at the time of the new offense".