

By: Smithee

H.J.R. No. 16

A JOINT RESOLUTION

1 proposing a constitutional amendment requiring the denial of bail
2 for an illegal alien charged with an offense punishable as a felony.

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

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

6 Sec. 11e. (a) In this section, "illegal alien" means a
7 person who:

8 (1) entered the United States without inspection or at
9 any time or place other than as designated by the United States
10 attorney general; or

11 (2) was admitted as a nonimmigrant and, before the
12 date of the commission of the offense, had failed to maintain the
13 nonimmigrant status under which the alien was admitted or to which
14 the status was changed under applicable federal immigration law, or
15 to comply with the conditions of the person's status.

16 (b) An illegal alien who is accused of committing an offense
17 punishable as a felony shall be denied bail pending trial if a judge
18 or magistrate determines after a hearing that probable cause exists
19 to believe that the person engaged in the conduct constituting the
20 offense.

21 SECTION 2. This proposed constitutional amendment shall be
22 submitted to the voters at an election to be held November 4, 2025.
23 The ballot shall be printed to permit voting for or against the
24 proposition: "The constitutional amendment requiring the denial of

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1 bail for an illegal alien charged with an offense punishable as a
2 felony."