

By: Lowe

H.J.R. No. 149

A JOINT RESOLUTION

1 proposing a constitutional amendment allowing an impeached officer  
2 to continue in office pending the impeachment trial.

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

4 SECTION 1. Section 5, Article XV, Texas Constitution, is  
5 amended to read as follows:

6 Sec. 5. All officers against whom articles of impeachment  
7 may be preferred are entitled to continue to ~~[shall be suspended~~  
8 ~~from the]~~ exercise ~~[of]~~ the duties of their office, during the  
9 pendency of such impeachment. ~~[The Governor may make a provisional~~  
10 ~~appointment to fill the vacancy, occasioned by the suspension of an~~  
11 ~~officer until the decision on the impeachment.]~~

12 SECTION 2. This proposed constitutional amendment shall be  
13 submitted to the voters at an election to be held November 4, 2025.  
14 The ballot shall be printed to permit voting for or against the  
15 proposition: "The constitutional amendment allowing an impeached  
16 officer to continue in office pending the impeachment trial."