By: Vasut H.J.R. No. 49

A JOINT RESOLUTION

proposing a constitutional amendment to clarify and implement certain provisions governing the impeachment, trial, removal from office, and disqualification of public officers.

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

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

Sec. 5. (a) All officers against whom articles of impeachment may be preferred shall be suspended from the exercise of the duties of their offices [~~office~~], with ordinary pay, during the pendency of such impeachment.

(b) The Governor may make a provisional appointment to fill the vacancy[~~,~~] occasioned by the suspension of an officer, other than the Governor, until the decision on the impeachment.

(c) Section 16, Article IV, of this Constitution applies to a vacancy occasioned by the suspension of the Governor on impeachment or by the removal of the Governor from office.

SECTION 2. Section 7, Article XV, Texas Constitution, is amended to read as follows:

Sec. 7. (a) The Legislature shall provide by law for the trial and removal from office of all officers of this State, the modes for which have not been provided in this Constitution.

(b) The Legislature may enact general laws, consistent with this Constitution, to implement this Article or another provision of this Constitution providing for the impeachment, trial, removal

from office, or disqualification of an officer of this State.

SECTION 3. The following temporary provision is added to the Texas Constitution:

TEMPORARY PROVISION. (a) This temporary provision applies to the constitutional amendment proposed by the 90th Legislature, Regular Session, 2027, to clarify and implement certain provisions governing the impeachment, trial, removal from office, and disqualification of public officers.

(b) The amendments to Sections 5(a) and (b), Article XV, of this constitution take effect on January 1, 2028, and apply only to an officer against whom articles of impeachment have been preferred on or after that date.

(c) This temporary provision expires January 1, 2029.

SECTION 4. This proposed constitutional amendment shall be submitted to the voters at an election to be held November 2, 2027. The ballot shall be printed to permit voting for or against the proposition: "The constitutional amendment to clarify and implement certain provisions governing the impeachment, trial, removal from office, and disqualification of public officers."