

## **BILL ANALYSIS**

Senate Research Center

S.B. 1179  
By: West, Royce  
Criminal Justice  
4/14/2003  
As Filed

### **DIGEST AND PURPOSE**

Currently, a convicted offender of a violent crime is eligible to receive a gubernatorial pardon. However, the governor has no power to pardon an individual convicted of a lesser offense, for which the court has rendered a deferred adjudication disposition. As proposed, S.B. 1179 authorizes the governor to grant a pardon to a person who has received deferred adjudication.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Article 48.01, Code of Criminal Procedure, to require the governor, in all criminal cases, except treason and impeachment, to have power, after conviction or order of deferred adjudication, on written signed recommendation and advice of the Board of Pardons and Paroles (board), or a majority thereof, to grant reprieves and commutations of punishments and pardons; and upon the written recommendation and advice of a majority of the board, to remit fines and forfeitures.

SECTION 2. Effective date: September 1, 2003.