

1-1 By: Birdwell, Eckhardt S.J.R. No. 39  
 1-2 (In the Senate - Filed January 22, 2025; February 7, 2025,  
 1-3 read first time and referred to Committee on State Affairs;  
 1-4 April 9, 2025, reported adversely, with favorable Committee  
 1-5 Substitute by the following vote: Yeas 10, Nays 0; April 9, 2025,  
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18			X	
1-19	X			

1-20 COMMITTEE SUBSTITUTE FOR S.J.R. No. 39 By: Birdwell

1-21 SENATE JOINT RESOLUTION

1-22 proposing a constitutional amendment to allow the legislature to  
 1-23 override a veto of the governor following a regular session of the  
 1-24 legislature.

1-25 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Section 14, Article IV, Texas Constitution, is  
 1-27 amended to read as follows:

1-28 Sec. 14. (a) Every bill which shall have passed both houses  
 1-29 of the Legislature shall be presented to the Governor for [~~his~~  
 1-30 approval. If the Governor approves of the bill, the Governor [~~he~~  
 1-31 ~~approve he~~] shall sign it. If the Governor disapproves of the bill,  
 1-32 the Governor [~~, but if he disapprove it, he~~] shall return it, with  
 1-33 [~~his~~] objections, to the House in which it originated. The House to  
 1-34 which the bill is returned [~~, which House~~] shall enter the  
 1-35 objections at large upon its journal, and proceed to reconsider the  
 1-36 bill [~~it~~]. If after [~~such~~] reconsideration [~~,~~] two-thirds of the  
 1-37 members present agree to pass the bill, it shall be sent, with the  
 1-38 objections, to the other House, by which likewise it shall be  
 1-39 reconsidered. If [~~, and, if~~] approved by two-thirds of the members  
 1-40 of that House, the bill [~~it~~] shall become a law. In [~~, but in~~] such  
 1-41 cases the votes of both Houses shall be determined by yeas and nays,  
 1-42 and the names of the members voting for and against the bill shall  
 1-43 be entered on the journal of each House respectively.

1-44 (b) If any bill shall not be returned by the Governor with  
 1-45 [~~his~~] objections within ten days (Sundays excepted) after it shall  
 1-46 have been presented to the Governor [~~him~~], the same shall be a law,  
 1-47 in like manner as if [~~he had~~] signed by the Governor [~~it~~], unless  
 1-48 the Legislature, by its adjournment, prevent its return, in which  
 1-49 case it shall be a law, unless the Governor [~~he~~] shall file the bill  
 1-50 [~~same~~], with [~~his~~] objections, in the office of the Secretary of  
 1-51 State and give notice thereof by public proclamation within twenty  
 1-52 days after such adjournment.

1-53 (c) If any bill presented to the Governor contains several  
 1-54 items of appropriation, the Governor [~~he~~] may object to one or more  
 1-55 of such items, and approve the other portion of the bill. In such  
 1-56 case the Governor [~~he~~] shall append to the bill [~~Bill~~], at the time  
 1-57 of signing it, a statement of the items to which the Governor [~~he~~]  
 1-58 objects, and no item so objected to shall take effect. If the  
 1-59 Legislature be in session, the Governor [~~he~~] shall transmit to the  
 1-60 House in which the bill originated a copy of such statement and the

2-1 items objected to shall be separately considered. If, on  
2-2 reconsideration, one or more of such items be approved by  
2-3 two-thirds of the members present of each House, the same shall be  
2-4 part of the law, notwithstanding the objections of the Governor. If  
2-5 any such bill, containing several items of appropriation, not  
2-6 having been presented to the Governor ten days (Sundays excepted)  
2-7 prior to adjournment, be in the hands of the Governor at the time of  
2-8 adjournment, the Governor [he] shall have twenty days from such  
2-9 adjournment within which to file objections to any items thereof in  
2-10 the office of the Secretary of State and make proclamation of the  
2-11 same, and such item or items shall not take effect.

2-12 (d) Subsection (e) of this section applies only to a bill or  
2-13 item of appropriation that was:

2-14 (1) passed by the Legislature during a regular session  
2-15 and received at least two-thirds vote of the members present in at  
2-16 least one House or, for an item of appropriation, was contained in a  
2-17 bill that passed as described by this subdivision;

2-18 (2) disapproved or objected to by the Governor on or  
2-19 after the 10th day before the date the Legislature adjourned the  
2-20 regular session; and

2-21 (3) not reconsidered under this section by both Houses  
2-22 during that session.

2-23 (e) The Legislature shall meet at 10 a.m. on the 22nd day  
2-24 following the date the Legislature adjourns each regular session to  
2-25 reconsider any bill or item of appropriation to which this  
2-26 subsection applies, but only if there are such bills or items of  
2-27 appropriation to reconsider. The period for reconsideration may  
2-28 not exceed five consecutive days, Sundays excepted. During this  
2-29 period, unless the Legislature has been called into special session  
2-30 by the Governor, the Legislature may not consider any subject other  
2-31 than the reconsideration of bills or items of appropriation to  
2-32 which this subsection applies. Reconsideration of a bill or item of  
2-33 appropriation during this period is conducted in the manner  
2-34 provided by Subsection (a) or (c) of this section, as applicable,  
2-35 except that a bill or item of appropriation disapproved or objected  
2-36 to by the Governor after the Legislature adjourns that was passed by  
2-37 at least two-thirds of the members present in only one House must  
2-38 first be reconsidered by that House, regardless of whether the bill  
2-39 or item of appropriation originated in that House.

2-40 SECTION 2. This proposed constitutional amendment shall be  
2-41 submitted to the voters at an election to be held November 4, 2025.  
2-42 The ballot shall be printed to provide for voting for or against the  
2-43 proposition: "The constitutional amendment to allow the  
2-44 legislature to override a veto of the governor following a regular  
2-45 session of the legislature."

2-46 \* \* \* \* \*