



February 9, 2026

ENGROSSED SENATE BILL No. 3

DIGEST OF SB 3 (Updated February 9, 2026 11:43 am - DI 140)

Citations Affected: Noncode.

Synopsis: Constitutional amendment ballot language. Prescribes the ballot language for the proposed constitutional amendment concerning bail.

Effective: July 1, 2026.

Koch, Freeman

(HOUSE SPONSOR — JETER)

January 8, 2026, read first time and referred to Committee on Corrections and Criminal Law.

January 13, 2026, reported favorably — Do Pass.

January 15, 2026, read second time, ordered engrossed. Engrossed.

January 22, 2026, read third time, passed. Yeas 36, nays 9.

HOUSE ACTION

January 28, 2026, read first time and referred to Committee on Judiciary.

February 9, 2026, reported — Do Pass.

ES 3—LS 7038/DI 106



1 **Currently, under the Constitution of the State of Indiana, a**
2 **person charged with murder or treason is not entitled to be**
3 **released on bail if the proof is evident or the presumption strong.**

4 **Shall the Constitution of the State of Indiana be amended to**
5 **provide that a person charged with an offense other than murder**
6 **or treason is not entitled to bail if:**

7 **(1) the proof is evident or the presumption strong; and**

8 **(2) the state proves by clear and convincing evidence that no**
9 **release conditions will reasonably protect the safety of any**
10 **other person or the community.**

11 **(This question concerns Article 1, Section 17 of the Constitution of**
12 **the State of Indiana.)".**

13 **(c) This SECTION expires July 1, 2027.**



COMMITTEE REPORT

Mr. President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill No. 3, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 03 as introduced.)

FREEMAN, Chairperson

Committee Vote: Yeas 7, Nays 1

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Senate Bill 3, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 3 as printed January 14, 2026.)

JETER

Committee Vote: Yeas 7, Nays 2

