

Regular Session, 2003

HOUSE BILL NO. 19

BY REPRESENTATIVE FRITH

RETIREMENT/JUDGES: (Constitutional Amendment) Allows judges attaining 70 years of age to complete term of office

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A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, to authorize a judge who reaches the mandatory retirement age of seventy prior to finishing his term of office to complete that current term; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state of Louisiana, for their approval or rejection in the manner provided by law, a proposal to amend Article V, Section 23(B) of the Constitution of Louisiana, to read as follows:

§23. Judges; Retirement

Section 23.

\* \* \*

(B) Mandatory Retirement. Except as otherwise provided in this Section, a judge shall not remain in office beyond his seventieth birthday. A judge who attains seventy years of age while serving a term of office shall be allowed to complete that term of office.

1           Section 2. Be it further resolved that the provisions of this amendment  
2 shall become effective on January 1, 2005.

3           Section 3. Be it further resolved that this proposed amendment shall be  
4 submitted to the electors of the state of Louisiana at the gubernatorial primary  
5 election to be held in 2003.

6           Section 4. Be it further resolved that on the official ballot to be used at  
7 said election there shall be printed a proposition, upon which the electors of  
8 the state shall be permitted to vote FOR or AGAINST, to amend the  
9 Constitution of Louisiana, which proposition shall read as follows:

10                   To permit a judge who attains the mandatory retirement age of  
11                   seventy years while serving a term of office to complete that  
12                   term of office. (Effective January 1, 2005)(Amends Article V,  
13                   Section 23(B))

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument.

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Frith

HB No. 19

**Abstract:** Authorizes a judge upon attaining 70 years of age to complete his current term of office.

Present constitution prohibits a judge from remaining in office beyond his 70th birthday.

Proposed constitutional amendment would authorize a judge who attains 70 years of age during a term of office to complete that term of office.

Provides for submission of the proposed amendment to the voters at the gubernatorial primary election to be held in 2003.

Effective January 1, 2005.

(Amends Const. Art. V, §23(B))

House Floor Amendments to the engrossed bill.

1. Changed the effective date from January 1, 2004 to January 1, 2005.