

Regular Session, 2008

SENATE BILL NO. 296

BY SENATOR ADLEY

LEGISLATIVE SESSIONS. Constitutional amendment to require that the proclamation calling for an extraordinary session be issued and made public so that at least five calendar days elapse after the day the proclamation is made public and prior to the day of the start of the session. (2/3-CA13s1(A))

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A JOINT RESOLUTION

Proposing to amend Article III, Section 2(B) of the Constitution of Louisiana, relative to calling extraordinary sessions of the legislature; to require that the proclamation calling the session be issued and made public so that at least five calendar days elapse after the day the proclamation is made public and prior to the day of the start of such session; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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, for their approval or rejection in the manner provided by law, a proposal to amend Article III, Section 2(B) of the Constitution of Louisiana, to read as follows:

§2. Sessions

Section 2.

* * *

B. Extraordinary Session. The legislature may be convened at other times by the governor and shall be convened by the presiding officers of both houses upon written petition of a majority of the elected members of each house. The form of the

1 petition shall be provided by law. ~~At~~ **So that at** least five **calendar** days **shall elapse**
 2 **after the day the proclamation is made public and** prior to **the day** convening the
 3 legislature in extraordinary session, the governor or the presiding officers, as the case
 4 may be, shall issue **and make public** a proclamation stating the objects of the
 5 session, the date on which it shall convene, and the number of days for which it is
 6 convened. The power to legislate shall be limited, under penalty of nullity, to the
 7 objects specifically enumerated in the proclamation. The session shall be limited to
 8 the number of days stated therein, which shall not exceed thirty calendar days.

9 * * *

10 Section 2. Be it further resolved that this proposed amendment shall be submitted
 11 to the electors of the state of Louisiana at the statewide election to be held on November 4,
 12 2008.

13 Section 3. Be it further resolved that on the official ballot to be used at said election
 14 there shall be printed a proposition, upon which the electors of the state shall be permitted
 15 to vote FOR or AGAINST, to amend the Constitution of Louisiana, which proposition shall
 16 read as follows:

17 To require that the proclamation calling for an extraordinary session of the
 18 legislature be issued and made public so at least five calendar days elapse
 19 after the day the proclamation is made public and prior to the day the session
 20 starts. (Amends Article III, Section 2(B))

The original instrument and the following digest, which constitutes no part
 of the legislative instrument, were prepared by Jerry J. Guillot.

DIGEST

Adley (SB 296)

Present constitution, relative to extraordinary sessions of the legislature, provides that the legislature may be convened by the governor and shall be convened by the presiding officers of both houses upon written petition of a majority of the elected members of each house. Requires that at least five days prior to convening the legislature in an extraordinary session, the governor or the presiding officers, as the case may be, shall issue a proclamation stating the objects of the session, the date on which it shall convene, and the number of days for which it is convened. Provides that the power to legislate shall be limited, under penalty of nullity, to the objects specifically enumerated in the proclamation. Provides that the session shall be limited to the number of days stated therein, which shall not exceed 30 calendar days.

Proposed constitutional amendment requires so that at least five calendar days elapse after the day the proclamation is made public and prior to the day convening the legislature in extraordinary session, the governor or the presiding officers, as the case may be, issue and make public the proclamation stating the objects of the session, the date on which it shall convene, and the number of days for which it is convened. Otherwise retains present constitution.

Specifies submission of the amendment to the voters at the statewide election to be held on November 4, 2008.

(Amends Const. Art. III, Sec. 2(B))