

Regular Session, 1999

HOUSE BILL NO. 424

BY REPRESENTATIVE WINDHORST

PARDON/PAROLE: (Constitutional Amendment) Requires a favorable recommendation by the Board of Pardons before pardons, commutations, or remittances may be granted by the governor

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A JOINT RESOLUTION

Proposing to amend Article IV, Section 5(E)(1) of the Constitution of Louisiana, to require a favorable recommendation by the Board of Pardons before certain gubernatorial actions may be taken; 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 IV, Section 5(E)(1) of the Constitution of Louisiana, to read as follows:

§5. Governor; Powers and Duties

Section 5.

* * *

(E) Pardon, Commutation, Reprieve, and Remission; Board of Pardons.

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

DIGEST

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

Windhorst

HB No. 424

Present constitution provides that the governor, upon recommendation of the Board of Pardons, may commute sentences, pardon persons convicted of offenses against the state, and remit fines and forfeitures imposed for such offenses.

Proposed constitutional amendment clarifies that any recommendation by the Board of Pardons upon which the governor relies on taking such an action must be a favorable recommendation.

Provides for submission of the proposed amendment to the voters at the gubernatorial primary election in 1999.

(Amends Const. Art. IV, §5(E)(1))