

First Extraordinary Session, 2002

ACT No. 166

SENATE BILL NO. 27

BY SENATORS HAINKEL AND MALONE AND REPRESENTATIVE
BRUNEAU

A JOINT RESOLUTION

Proposing to enact Article X, Section 25.1 of the Constitution of Louisiana, relative to state and local public employees; to require that the legislature provide by law for the removal of a state or local public employee upon conviction of a felony; 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 add Article X, Section 25.1 of the Constitution of Louisiana, to read as follows:

§25.1. Removal by Suit; State, District, Parochial, Ward, or Municipal
Employees

Article X, Section 25.1 is all new law.

Section 25.1. Notwithstanding any provision of this Article to the contrary, the legislature shall provide by general law for the removal of any state, district, parochial, ward, or municipal employee, whether classified or unclassified, from his position of employment, for conviction, during his employment, of a felony as defined by law. "Conviction", as used in this Section, means a conviction that is final and all appellate review of the original trial court proceedings is

exhausted.

Section 2. Be it further resolved that this proposed amendment shall be submitted to the electors of the state at the statewide election to be held on November 5, 2002.

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

To require that the legislature provide by general law for the removal of any state or local public employee, whether classified or unclassified, from his position of employment for conviction, during his employment, of a felony as defined by law. (Adds Article X, Section 25.1)

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES