

Regular Session, 2003

HOUSE BILL NO. 86

BY REPRESENTATIVE MURRAY

RETIREMENT/JUDGES: (Constitutional Amendment) Prohibits a judge from remaining in office beyond his 75th birthday

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A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, to increase the mandatory retirement age of judges to seventy-five years of age; to provide for an effective date; to provide for applicability; 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.

* * *

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

1 (B) Mandatory Retirement. Except as otherwise provided in
 2 this Section, a judge shall not remain in office beyond his ~~seventieth~~
 3 seventy-fifth birthday.

4 Section 2. Be it further resolved that the provisions of this amendment
 5 shall become effective on January 1, 2004, and shall be applicable to any judge
 6 serving on January 1, 2004, or any judge elected on or after January 1, 2004.

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

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

14 To increase the mandatory retirement age for judges from
 15 seventy to seventy-five years of age. (Effective January 1, 2004,
 16 and applicable to any judge serving on or elected on or after
 17 January 1, 2004) (Amends Article V, Section 23(B))

DIGEST

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

Murray

HB No. 86

Abstract: Increases the mandatory age of retirement for judges from 70 years of age to 75 years of age.

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

Proposed constitutional amendment would prohibit a judge from remaining in office beyond his 75th birthday.

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

Effective January 1, 2004. Applicable to any judge serving on or elected on or after January 1, 2004.

(Amends Const. Art. V, §23(B))