2015 Regular Session

HOUSE CONCURRENT RESOLUTION NO. 39

BY REPRESENTATIVE HOLLIS

ELECTIONS/RECALL: Requests the House and Governmental Affairs and Senate and Governmental Affairs committees to meet and function as a joint committee to study the advisability of reducing the number of signatures required to have a recall election

1	A CONCURRENT RESOLUTION
2	To authorize and request the House Committee on House and Governmental Affairs and the
3	Senate Committee on Senate and Governmental Affairs to meet and function as a
4	joint committee to study and make recommendations with respect to the advisability
5	of reducing the number of signatures required to have a recall election.
6	WHEREAS, Article X, Section 26 of the Constitution of Louisiana requires the
7	legislature to provide by general law for the recall by election of any state, district, parochial,
8	ward, or municipal official except judges of the courts of record; and
9	WHEREAS, pursuant to this constitutional mandate, the legislature enacted Chapter
10	6-C of the Louisiana Election Code to govern recall elections; and
11	WHEREAS, the law provides for a process that begins with the circulation of a
12	petition during a limited time period to obtain the signatures of electors within the applicable
13	voting area; and
14	WHEREAS, if the required number of signatures for the petition is obtained prior to
15	the deadline, an election is held to determine whether the public officer will be recalled and
16	removed from office; and
17	WHEREAS, the law requires the petition to be signed by a number of the electors
18	of the voting area as will in number equal not less than thirty-three and one-third percent of
19	the number of the total electors of the voting area wherein and for which a recall election is

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1 petitioned; however, where fewer than one thousand qualified electors reside within the 2 voting area, the petition must be signed by not less than forty percent of the electors; and 3 WHEREAS, Louisiana's signature requirement is among the highest of those states 4 that provide for recall; and 5 WHEREAS, a study is needed to determine whether the number of signatures 6 required to have a recall election should be reduced. 7 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby 8 authorize and request the House Committee on House and Governmental Affairs and the 9 Senate Committee on Senate and Governmental Affairs to meet and function as a joint 10 committee to study and make recommendations with respect to the advisability of reducing 11 the number of signatures required to have a recall election. 12 BE IT FURTHER RESOLVED that the joint committee shall report its findings and 13 recommendations to the legislature not later than sixty days prior to the convening of the 14 2016 Regular Session of the Legislature of Louisiana.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HCR 39 Original

2015 Regular Session

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Authorizes and requests the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to study and make recommendations with respect to the advisability of reducing the number of signatures required to have a recall election. Provides for a report of study findings and recommendations at least 60 days prior to the 2016 R.S.