SLS 18RS-710 **ORIGINAL** 

2018 Regular Session

SENATE BILL NO. 276

BY SENATOR CLAITOR

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ELECTED OFFICIALS. Constitutional amendment to establish a mandatory retirement age for certain elected officials. (2/3 - CA13s1(A))

A JOINT RESOLUTION

2	Proposing to amend Article III, Section 4(A) and Article IV, Section 2 and to add Article III,
3	Section 4(H) and Article IV, Section 3(E) of the Constitution of Louisiana, relative
4	to the mandatory retirement age of certain elected officials; to require that certain
5	elected officials retire at the age of seventy; to provide for related matters; and to
6	specify an election for submission of the proposition to electors and provide a ballot
7	proposition.
8	Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members
9	elected to each house concurring, that there shall be submitted to the electors of the state, for
10	their approval or rejection in the manner provided by law, a proposal to amend Article III,
11	Section 4(A) and Article IV, Section 2 and to add Article III Section 4(H) and Article IV
12	Section 3(E) of the Constitution of Louisiana, to read as follows:
13	ARTICLE III. LEGISLATIVE BRANCH
14	§4. Qualifications; Residence and Domicile Requirements; Term; Election
15	Limitations; Vacancies; Temporary Successors; Salary
16	Section 4.(A) Age; Residence; Domicile. An elector who at the time of
17	qualification as a candidate has attained the age of eighteen years but has not

1	attained the age of seventy years, resided in the state for the preceding two years,
2	and been actually domiciled for the preceding year in the legislative district from
3	which he seeks election is eligible for membership in the legislature.
4	* * *
5	(H) Mandatory Retirement. Except as otherwise provided in this Section,
6	a member of the legislature shall not remain in office beyond his seventieth
7	birthday. A member of the legislature who attains seventy years of age while
8	serving a term of office shall be allowed to complete that term of office.
9	* * *
10	ARTICLE IV. EXECUTIVE BRANCH
11	§2. Qualifications
12	Section 2. To be eligible for any statewide elective office, a person, by the
13	date of his qualification as a candidate, shall have attained the age of twenty-five
14	years but has not attained seventy years of age, be an elector, and have been a
15	citizen of the United States and of this state for at least the preceding five years. In
16	addition, the attorney general shall have been admitted to the practice of law in the
17	state for at least the five years preceding his election. During his tenure in office, a
18	statewide elected official shall hold no other public office except by virtue of his
19	elected office.
20	§3. Election; Term
21	Section 3. * * *
22	(E) Mandatory Retirement. Except as otherwise provided in this Section,
23	an official elected pursuant to Paragraph (A) of this Section, shall not remain
24	in office beyond his seventieth birthday. An official elected pursuant to
25	Paragraph (A) of this Section who attains seventy years of age while serving a
26	term of office shall be allowed to complete that term of office.
27	Section 2. Be it further resolved that this proposed amendment shall be submitted
28	to the electors of the state of Louisiana at the statewide election to be held on November 6,
29	2018.

Section 3. Be it further resolved that on the official ballot to be used at said election there shall be printed a proposition, upon which the electors of the state shall be permitted to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as follows:

Do you support an amendment to require mandatory retirement of members of the legislature and statewide elected officials at age seventy?

(Amends Article III, Section 4(A) and Article IV, Section 2; adds Article III, Section 4(H) and Article IV, Section 3(E))

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

## DIGEST

SB 276 Original

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2018 Regular Session

Claitor

<u>Present constitution</u> does not provide for a mandatory retirement age for members of the legislature and statewide elected officials.

<u>Proposed constitution</u> establishes a mandatory retirement age of 70 for members of the legislature and statewide elected officials.

Specifies submission of the amendment to the voters at the statewide election to be held on November 6, 2018.

(Amends Art. III, Sec. 4(A) and Art. IV, Sec. 2; adds Art. III, Sec. 4(H) and Art. IV, Sec. 3(E))