

Regular Session, 2013

HOUSE BILL NO. 88

BY REPRESENTATIVES CHAMPAGNE AND SCHRODER

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

ELECTED OFFICIALS/TERMS: (Constitutional Amendment) Provides term limits for certain statewide elected officials

1 A JOINT RESOLUTION

2 Proposing to amend Article IV, Section 3(B) of the Constitution of Louisiana, to provide a
3 limitation on the number of terms a person may serve in certain statewide elected
4 offices; to provide for submission of the proposed amendment to the electors; and
5 to provide for related matters.

6 Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members
7 elected to each house concurring, that there shall be submitted to the electors of the state of
8 Louisiana, for their approval or rejection in the manner provided by law, a proposal to
9 amend Article IV, Section 3(B) of the Constitution of Louisiana, to read as follows:

10 §3. Election; Term

11 Section 3.

12 * * *

13 (B) Limitation on Governor ~~and other Statewide Elected Officials.~~ (1) A
14 person who has served as governor for more than one and one-half terms in two
15 consecutive terms shall not be elected governor for the succeeding term.

16 (2) Except as otherwise provided in Subparagraph (1) of this Paragraph, a
17 person who has served in a statewide elected office for more than two and one-half
18 terms in three consecutive terms, that service being during a term of office that began
19 on or after January 9, 2012, shall not be elected to that same office for the succeeding
20 term. For purposes of this Subparagraph, the term "statewide elected official" shall

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

1 mean those officials listed in Paragraph (A) of this Section who are elected
2 statewide.

3 * * *

4 Section 2. Be it further resolved that this proposed amendment shall be submitted
5 to the electors of the state of Louisiana at the statewide election to be held on November 4,
6 2014.

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

11 Do you support an amendment to provide that, except as provided for the
12 governor, no person who has served as a statewide elected official for more
13 than two and one-half terms in three consecutive terms shall be elected to
14 that same office for the next term? (Amends Article IV, Section 3(B))

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)]

Champagne

HB No. 88

Abstract: Provides a limit of three consecutive terms for election to the same statewide elected office (except for the office of governor) by prohibiting a person who has served for more than 2-1/2 terms in three consecutive terms from being elected to the same statewide elected office for the succeeding term (applicable to service on or after Jan. 9, 2012).

Present constitution provides that the governor, lieutenant governor, secretary of state, attorney general, treasurer, commissioner of agriculture, and commissioner of insurance are statewide elected officials, and each shall be elected for a four-year term and that the term of each such official shall begin at noon on the second Monday in Jan. next following the election.

Present constitution additionally provides that no person who has served as governor for more than 1-1/2 terms in two consecutive terms shall be elected governor for the succeeding term.

Proposed constitutional amendment retains present constitution and additionally provides that, except as otherwise provided for the governor, no person who has served in one of the statewide elected offices for more than 2-1/2 terms in three consecutive terms, that service being during a term of office that began on or after Jan. 9, 2012, shall be elected to that same office for the succeeding term.

Present constitution, relative to the offices of commissioner of agriculture, commissioner of insurance, superintendent of education, and commissioner of elections, authorizes the legislature, by 2/3rds vote, to decide whether these positions are filled by appointment or statewide election. Proposed constitutional amendment applies to any of these offices if filled by election.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 4, 2014.

(Amends Const. Art. IV, §3(B))