

Regular Session, 2012

HOUSE BILL NO. 69

BY REPRESENTATIVE BADON

PARDON: (Constitutional Amendment) Repeals the governor's authority to grant pardons to persons convicted of offenses against the state

A JOINT RESOLUTION

Proposing to repeal Article IV, Section 5(E) of the Constitution of Louisiana, relative to gubernatorial powers and duties; to repeal the authority of the governor to grant pardons; 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 repeal Article IV, Section 5(E) of the Constitution of Louisiana.

Section 2. Be it further resolved that the provisions of this amendment shall become effective on January 1, 2013.

Section 3. Be it further resolved that this proposed amendment shall be submitted to the electors of the state of Louisiana at the statewide election to be held on November 6, 2012.

Section 4. 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:

Do you support an amendment to repeal the authority of the governor to grant pardons? (Effective January 1, 2013) (Repeals Article IV, Section 5(E))

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)]

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HB No. 69

Abstract: Repeals the authority of the governor to grant pardons.

Present constitution provides that the governor may grant reprieves to persons convicted of offenses against the state and, upon favorable recommendation of the Board of Pardons, may commute sentences, pardon those convicted of offenses against the state, and remit fines and forfeitures imposed for such offenses.

Proposed constitutional amendment repeals this authority.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 6, 2012.

Effective Jan. 1, 2013.

(Repeals Const. Art. IV, §5(E))