2022 Regular Session

HOUSE BILL NO. 660

BY REPRESENTATIVE CORMIER

DISTRICT ATTORNEYS: (Constitutional Amendment) Requires district attorneys to retire at age 70

1	A JOINT RESOLUTION	
2	Proposing to amend Article V, Section 26(A) and to add Article V, Section 26(D) of the	
3	Constitution of Louisiana, relative to district attorneys; to require district attorneys	
4	to retire at age seventy; to provide for submission of the proposed amendment to the	
5	electors; and 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 V, Section 26(A) and to add Article V, Section 26(D) of the Constitution of	
10	Louisiana, to read as follows:	
11	§26. District Attorneys	
12	Section 26.(A) Election; Qualifications; Assistants. In each judicial district	
13	a district attorney shall be elected for a term of six years, except as otherwise	
14	provided in this Section. He shall have been admitted to the practice of law in the	
15	state for at least five years prior to his election and shall have resided in the district	
16	for the two years preceding election. A district attorney may select assistants as	
17	authorized by law, and other personnel.	
18	* * *	
19	(D) Mandatory Retirement. Except as otherwise provided in this Section,	
20	any district attorney having attained his seventieth birthday while in office shall be	

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	mandatorily retired as of that date and shall not complete that term of office. Any	
2	district attorney over the age of seventy shall be allowed to serve until his next	
3	birthday and shall then be mandatorily retired as of that date.	
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 8,	
6	2022.	
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 for a mandatory retirement age of	
12	seventy years for district attorneys? (Amends Article V, Section 26(A), Adds	
13	Article V, Section 26(D))	

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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Abstract: Requires mandatory retirement of district attorneys who reach 70 years of age.

<u>Present constitution</u> provides that in each judicial district a district attorney shall be elected for a term of six years.

<u>Proposed constitutional amendment</u> requires district attorneys to retire at 70 years of age. Allows any district attorney who is currently in office and over 70 years of age to serve until his next birthday.

Provides for submission of the proposed amendment to the voters at the statewide election to be held November 8, 2022.

(Amends Art. V, §26(A); Adds Art. V, §26(D))