

---

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)]

---

Ward

SB No. 208

Present law provides that when a majority of voters are in favor of the recall, the public officer is, ipso facto, recalled and removed from office, and the office will be vacated upon expiration of the time period for contesting the recall election, as provided in present law, if an action contesting the recall election is not commenced timely or when the final judgment becomes definitive if an action contesting the recall election is commenced timely, and the office will be filled as in the case of ordinary vacancies and according to the constitution and laws of the state.

Present law provides that a public officer who has been recalled and removed from office shall not be appointed to succeed himself in the office from which he was recalled and removed.

Proposed law retains present law and further provides that a public officer who has been recalled and removed from office shall be ineligible as a candidate at an election called to fill the vacancy created by the recall of such public officer.

(Amends R.S. 18:1300.13)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on House and Governmental Affairs to the engrossed bill.

1. Clarifies proposed provision to prohibit a recalled public officer from succeeding himself under certain circumstances by providing that a public officer who has been recalled and removed from office shall be ineligible as a candidate at an election called to fill the vacancy created by the recall of such public officer rather than prohibiting him from succeeding himself at a special election.