
DIGEST

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HB 850 Original

2016 Regular Session

Hunter

Abstract: Requires personal service of notice on a public officer whose recall is sought instead of notice by certified mail.

Present law provides that certain public officers may be recalled. Provides procedures and requirements for recall elections. Requires the submission of a recall petition signed by a certain number of electors in the applicable voting area. Requires the chairman of the recall to file certain notice with the registrar. Requires the registrar in each parish in the voting area to certify certain information on the petition, and requires the petition to be sent to the governor. Requires the governor to issue a proclamation ordering an election if the required number of electors of the voting area sign the petition for recall.

Present law requires the chairman of the recall to provide written notice to the public officer whose recall is sought on the third day before the petition is submitted to the registrar. Additionally requires the registrar or person who executes the certificate in lieu of the registrar to provide written notice of the certification of the recall petition to the public officer whose recall is sought on the date the recall petition is sent to the governor.

Proposed law retains present law.

Present law requires notice sent to the public officer to be sent by certified mail.

Proposed law instead requires notice to be personally served on the public officer.

(Amends R.S. 18:1300.2(C)(3)(b) and 1300.3(C)(3))