ELECTED OFFICIALS. Prohibits a public officer who has retired or resigned from office from qualifying for the same office at a special election to fill the position. (8/1/22)

AN ACT
To amend and reenact R.S. 18:585, relative to public officers who retire or resign; to provide that public officers who retire or resign are ineligible to become candidates in certain elections; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 18:585 is hereby amended and reenacted to read as follows:

§ 585. Procedure for vacancies

A. A vacancy in office, including a vacancy caused by the failure of any candidate to qualify for election to the office or the failure of a sufficient number of candidates to qualify for the number of positions to be filled in the office, shall be filled in accordance with the provisions of the constitution or of law.

B. (1) A public officer who has retired or resigned from office shall not be appointed to succeed himself in the office from which he retired or resigned.

(2)(a) A public officer who has retired or resigned from office shall be ineligible as a candidate at an election called to fill the vacancy created by his retirement or resignation.

(b) If the public officer retired or resigned from office as a member of
the governing authority of a municipality governed by Part I of Chapter 2 of
Title 33 of the Louisiana Revised Statutes of 1950, he shall also be ineligible as
a candidate at an election to fill a vacancy on the governing authority that is
held prior to the next regularly scheduled election for members of the governing
authority following his retirement or resignation.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Matt DeVille.

DIGEST
SB 441 Original 2022 Regular Session Fesi

Present law provides that a vacancy in office shall be filled in accordance with the provisions
of the constitution or of law.

Proposed law retains present law and provides that a public officer who has retired or
resigned while in office cannot be appointed to succeed himself in the office from which he
retired or resigned. Further provides that a public officer who has retired or resigned while
in office is not eligible to be a candidate in the special election called as a result of his
retirement or resignation.

Effective August 1, 2022.

(Amends R.S. 18:585)