House Resolution 2

By: Representatives Scott of the 76th, McLeod of the 105th, Davis of the 87th, Nguyen of the 89th, and Schofield of the 60th

A RESOLUTION

Proposing an amendment to the Constitution so as to provide that the office of any state, county, or municipal elected official shall be declared vacant upon such elected official qualifying for certain other offices; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article II, Section II of the Constitution is amended by revising Paragraph V as follows:

"Paragraph V. ***Vacancies created by elected officials qualifying for other office.*** The office of any state, county, or municipal elected official shall be declared vacant upon such elected official qualifying, in a general primary or general election, or special primary or special election, for another state, county, or municipal elective office or qualifying for the House of Representatives or the Senate of the United States ~~if the term of the office for which such official is qualifying for begins more than 30 days prior to the expiration of such official's present term of office~~. The vacancy created in any such office shall be filled as provided by this Constitution or any general or local law. This provision shall not apply to any elected official seeking or holding more than one elective office when the holding of such offices simultaneously is specifically authorized by law."

SECTION 2.

The above proposed amendment to the Constitution shall be published and submitted as provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"( ) YES Shall the Constitution of Georgia be amended so as to provide that the
( ) NO office of any state, county, or municipal elected official shall be declared vacant if such elected official qualifies in an election for another state, county, or municipal elective office?"

All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this state.