

Senate Resolution 583

By: Senators Jordan of the 6th, Jones II of the 22nd and Parent of the 42nd

A RESOLUTION

1 Proposing an amendment to the Constitution of the State of Georgia so as to revise the
2 manner of filling vacancies in certain judicial offices and to provide for the terms of those
3 persons filling such vacancies; to provide for related matters; to provide for the submission
4 of this amendment for ratification or rejection; and for other purposes.

5 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 SECTION 1.

7 Article VI, Section VII of the Constitution is amended by revising Paragraph IV as follows:

8 "Paragraph IV. ***Period of service of appointees.*** ~~An~~ (a) In the event of a vacancy in an
9 elective office filled by appointment pursuant to Paragraph III of this section which occurs
10 in the final three years of a term of office, such appointee to ~~an~~ such elective office shall
11 serve ~~until a successor is duly selected and qualified and until January 1 of the year~~
12 ~~following the next general election which is more than six months after such person's~~
13 ~~appointment for the unexpired term of such office.~~

14 (b) In the event of a vacancy in an elective office with four-year terms of office which is
15 filled by appointment pursuant to Paragraph III of this Section and in which such vacancy
16 occurs prior to the final three years of the term of office to which such appointment is
17 made, such appointee to such elective office shall serve until January 1 following the next

nonpartisan general election held following such appointment. A special election shall be held in conjunction with the next nonpartisan general election to elect a successor to take office on January 1 immediately following such nonpartisan general election to fill the remaining unexpired term of the office.

(c) In the event of a vacancy in an elective office with six-year terms of office which is filled by appointment pursuant to Paragraph III of this section and in which such vacancy occurs in the first year of the term of office to which such appointment is made, such appointee to such elective office shall serve until January 1 following the next nonpartisan general election held following such appointment. A special election shall be held in conjunction with the nonpartisan general election held in the second year of the term of office to elect a successor to take office on January 1 immediately following such nonpartisan general election to fill the remaining unexpired term of the office.

(d) In the event of a vacancy in an elective office with six-year terms of office which is filled by appointment pursuant to Paragraph III of this section and in which such vacancy occurs in the second or third year of the term of office to which such appointment is made, such appointee to such elective office shall serve until January 1 following the nonpartisan general election held in the fourth year of the term of office following such appointment. A special election shall be held in conjunction with the nonpartisan general election held in the fourth year of the term of office to elect a successor to take office on January 1 immediately following such nonpartisan general election to fill the remaining unexpired term of the office.

(e) An appointee to fill a vacancy in a newly created office which is filled by appointment pursuant to Paragraph III of this section shall serve until January 1 following the next nonpartisan general election which is more than six months after the date of such person's appointment."

SECTION 2.

43

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

47 "() YES Shall the Constitution of Georgia be amended so as to provide for the terms
48 () NO of office of appointees to fill vacancies in elected judicial offices?"

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