



Introduced Version

**HOUSE JOINT
RESOLUTION No. _____**

DIGEST OF INTRODUCED RESOLUTION

Citations Affected: Article 7, Section 13 of the Constitution of the State of Indiana.

Synopsis: Suspension of prosecuting attorney. Authorizes the governor to suspend a prosecuting attorney from office for malfeasance, misfeasance, neglect of duty, incompetence, permanent inability to perform official duties, or commission of a felony, and allows the governor to fill the office by appointment for the period of suspension.

Effective: This proposed amendment must be agreed to by two consecutive general assemblies and ratified by a majority of the state's voters voting on the question to be effective.

Ireland

_____, read first time and referred to Committee on

20252613



PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2024 Regular Session of the General Assembly.

HOUSE JOINT RESOLUTION



A JOINT RESOLUTION proposing an amendment to Article 7, Section 13 of the Constitution of the State of Indiana concerning courts and court officers.

Be it resolved by the General Assembly of the State of Indiana:

- 1 SECTION 1. The following amendment to the Constitution of the
- 2 State of Indiana is proposed and agreed to by this, the One Hundred
- 3 Twenty-fourth General Assembly of the State of Indiana, and is
- 4 referred to the next General Assembly for reconsideration and
- 5 agreement.
- 6 SECTION 2. ARTICLE 7, SECTION 13 OF THE
- 7 CONSTITUTION OF THE STATE OF INDIANA IS AMENDED TO
- 8 READ AS FOLLOWS: Section 13. Removal of Circuit Court Judges
- 9 and Prosecuting Attorneys. (a) Any Judge of the Circuit Court or
- 10 Prosecuting Attorney, who shall have been convicted of corruption or
- 11 other high crime, may, on information in the name of the State, be
- 12 removed from office by the Supreme Court, or in such other manner as



1 may be prescribed by law.

2 **(b) The governor may suspend a prosecuting attorney from**
3 **office for malfeasance, misfeasance, neglect of duty, incompetence,**
4 **permanent inability to perform official duties, or commission of a**
5 **felony, and may fill the office by appointment for the period of**
6 **suspension. The suspended prosecuting attorney may at any time**
7 **before removal be reinstated by the governor.**

8 **(c) A suspended prosecuting attorney may be reinstated or**
9 **removed from office as prescribed by law.**

