

1 of honor, trust, or profit in this state:

2 (1) A person who has been convicted within this state of a felony and who
3 has exhausted all legal remedies **and has not been pardoned by the governor of**
4 **this state.**

5 (2) **A person** ~~or~~ who has been convicted **of a felony** under the laws of any
6 other state or of the United States or of any foreign government or country, **or who**
7 **has been convicted** of a crime which, if committed in this state, would be a felony
8 and who has exhausted all legal remedies and has not afterwards been pardoned
9 ~~either by the governor of this state or by the officer of the state, nation, government~~
10 or country having such authority to pardon in the place where the person was
11 convicted and sentenced.

12 ~~(2)~~ (3) A person actually under an order of imprisonment for conviction of
13 a felony.

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15 Section 2. Be it further resolved that this proposed amendment shall be submitted
16 to the electors of the state of Louisiana at the statewide election to be held on November 2,
17 2010.

18 Section 3. Be it further resolved that on the official ballot to be used at said election
19 there shall be printed a proposition, upon which the electors of the state shall be permitted
20 to vote FOR or AGAINST, to amend the Constitution of Louisiana, which proposition shall
21 read as follows:

22 To prohibit a person convicted of a felony under the laws of another state or
23 the United States or a foreign government or country and who has exhausted
24 all legal remedies has not been pardoned from qualifying as a candidate for
25 elective public office.

26 (Amends Article I, Section 10(B))

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alden A. Clement, Jr.

DIGEST

N. Gautreaux (SB 185)

Present constitution provides that a person who has been convicted within this state of a felony and who has exhausted all legal remedies, or who has been convicted under the laws of any other state or of the United States or of any foreign government or country of a crime which, if committed in this state, would be a felony, and who has exhausted all legal remedies and has not afterwards been pardoned either by the governor of this state or by the officer of the state, nation, government or country having such authority to pardon in the place where the person was convicted and sentenced, is prohibited from qualifying as a candidate for elective public office, from taking public elective office, and from being appointed to any position of honor, trust, or profit in this state.

Proposed constitutional amendment retains this provision of present constitution and adds that a person who has been convicted of a felony under the laws of any other state or of the United States or of any foreign government or country, and who has exhausted all legal remedies and has not afterwards been pardoned either by the governor of this state or by the officer of the state, nation, government or country having such authority to pardon in the place where the person was convicted and sentenced, is prohibited from qualifying as a candidate for elective public office, from taking public elective office, and from being appointed to any position of honor, trust, or profit in this state.

Specifies submission of the proposed constitutional amendment to the voters at the statewide election to be held on November 2, 2010.

(Amends Const. Art. I, Sec. 10(B))