By: Merritt                                         H.J.R. No. 115

A JOINT RESOLUTION

1  proposing a constitutional amendment to provide that a railroad

2  commissioner is ineligible to become a candidate for another public

3  office during the term for which the railroad commissioner is

4  elected or appointed.

5        BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6        SECTION 1.   Section 30(b), Article XVI, Texas Constitution,

7  is amended to read as follows:

8        (b)   When a Railroad Commission is created by law it shall be

9  composed of three Commissioners who shall be elected by the people

10  at a general election for State officers, and their terms of office

11  shall be six years.   Railroad Commissioners first elected after

12  this amendment goes into effect shall hold office as follows:  One

13  shall serve two years, and one four years, and one six years; their

14  terms to be decided by lot immediately after they shall have

15  qualified.   And one Railroad Commissioner shall be elected every

16  two years thereafter.   In case of vacancy in said office the

17  Governor of the State shall fill said vacancy by appointment until

18  the next general election. A Commissioner is ineligible during the

19  term for which the Commissioner is elected or appointed to become a

20  candidate in any general, special, or primary election for any

21  other office of profit or trust under the laws of this State or the

22  United States.  A person must resign from the Commission before

23  becoming a candidate for any other office of profit or trust under

24  the laws of this State or the United States.

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1   SECTION 2.  This proposed constitutional amendment shall be
2   submitted to the voters at an election to be held November 3, 2009.
3   The ballot shall be printed to permit voting for or against the
4   proposition: "The constitutional amendment to provide that a
5   railroad commissioner is ineligible to become a candidate for
6   another public office during the term for which the railroad
7   commissioner is elected or appointed."