

By: Van de Putte

S.J.R. No. 37

1 SENATE JOINT RESOLUTION

2 proposing a constitutional amendment to change the length of the  
3 unexpired term that causes the automatic resignation of certain  
4 elected county or district officeholders if they become candidates  
5 for another office.

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

7 SECTION 1. Subsection (b), Section 65, Article XVI, Texas  
8 Constitution, is amended to read as follows:

9 (b) If any of the officers named herein shall announce their  
10 candidacy, or shall in fact become a candidate, in any General,  
11 Special or Primary Election, for any office of profit or trust under  
12 the laws of this State or the United States other than the office  
13 then held, at any time when the unexpired term of the office then  
14 held shall exceed one [~~1~~] year and 30 days, such announcement or  
15 such candidacy shall constitute an automatic resignation of the  
16 office then held, and the vacancy thereby created shall be filled  
17 pursuant to law in the same manner as other vacancies for such  
18 office are filled.

19 SECTION 2. (a) This proposed constitutional amendment  
20 shall be submitted to the voters at an election to be held November  
21 8, 2011, only if the secretary of state certifies that an enactment  
22 of the 82nd Legislature, Regular Session, that became law provides  
23 for a filing deadline for an application for a place on the general  
24 primary ballot that occurs in the calendar year before the year in

1 which the primary is held. If the secretary of state does not make a  
2 certification under this subsection, this resolution has no effect.

3 (b) If the election on this amendment is held, the ballot  
4 shall be printed to permit voting for or against the proposition:  
5 "The constitutional amendment to change the length of the unexpired  
6 term that causes the automatic resignation of certain elected  
7 county or district officeholders if they become candidates for  
8 another office."