

By: Larson, Harless, et al.

H.J.R. No. 42

Substitute the following for H.J.R. No. 42:

By: Cook

C.S.H.J.R. No. 42

A JOINT RESOLUTION

1 proposing a constitutional amendment limiting to two the number of
2 consecutive terms for which a person may be elected or appointed to
3 hold certain state offices.

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

5 SECTION 1. Article IV, Texas Constitution, is amended by
6 adding Section 2a to read as follows:

7 Sec. 2a. (a) A person who has been elected or appointed to
8 serve two consecutive terms in an office listed in Section 1 of this
9 article or any other state office normally filled by the voters at a
10 statewide election, other than a statewide judicial office, is not
11 eligible for election or appointment to serve a third consecutive
12 term. This provision does not limit a person's eligibility for
13 election or appointment to serve nonconsecutive terms.

14 (b) Nothing in this section prohibits a person from
15 continuing to serve in an office covered by this section after the
16 end of a term as a holdover under Section 17, Article XVI, of this
17 constitution until a successor is qualified.

18 (c) The term of a person appointed to serve for the
19 remainder of a term to fill a vacancy in a statewide office is not
20 counted in determining whether a person is eligible to serve under
21 Subsection (a) of this section.

22 SECTION 2. The following temporary provision is added to
23 the Texas Constitution:

24 TEMPORARY PROVISION. (a) This temporary provision applies to

1 the constitutional amendment proposed by the 83rd Legislature,
2 Regular Session, 2013, limiting to two the number of consecutive
3 terms for which a person may be elected or appointed to hold certain
4 state offices.

5 (b) A term of office that begins before January 1, 2014, is
6 not counted in determining whether a person is eligible to serve
7 under Section 2a, Article IV, of this constitution.

8 (c) This temporary provision expires February 1, 2031.

9 SECTION 3. This proposed constitutional amendment shall be
10 submitted to the voters at an election to be held November 5, 2013.
11 The ballot shall be printed to permit voting for or against the
12 proposition: "The constitutional amendment limiting to two the
13 number of consecutive terms for which a person may be elected or
14 appointed to hold the office of governor, lieutenant governor,
15 secretary of state, comptroller of public accounts, commissioner of
16 the General Land Office, attorney general, commissioner of
17 agriculture, or railroad commissioner."