

SENATE JOINT RESOLUTION NO. 18—SENATOR SEGERBLOM

MARCH 16, 2015

Referred to Committee on Legislative Operations and Elections

SUMMARY—Proposes to amend the Nevada Constitution to repeal term limits for state and local offices. (BDR C-137)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

SENATE JOINT RESOLUTION—Proposing to amend the Nevada Constitution to repeal term limits for state and local offices.

Legislative Counsel’s Digest:

Pursuant to the Nevada Constitution, certain state and local offices are subject to term limits. A person may not be elected or appointed as a member of the Assembly or Senate if he or she has served, or will have served at the expiration of his or her current term, 12 years or more in that office. (Nev. Const. Art. 4, §§ 3, 4) A person also may not be elected to the Office of Governor for more than two terms of 4 years, or more than one term of 4 years if he or she has served in that Office for more than 2 years of an unexpired term. (Nev. Const. Art. 5, §§ 2, 3)

Additionally, a person may not be elected as the Secretary of State, State Treasurer, State Controller or Attorney General if he or she has served in any of those offices for more than two terms of 4 years, or more than one term of 4 years if he or she has previously held the office by election or appointment. (Nev. Const. Art. 5, § 19) Finally, a person may not be elected to any state office or local governing body if he or she has served, or will have served at the expiration of his or her current term, 12 years or more in that office, unless otherwise specified in the Nevada Constitution. (Nev. Const. Art. 15, § 3)

This resolution proposes to amend the Nevada Constitution by repealing the term limits established for a member of the Assembly or Senate, the Governor, the Secretary of State, the State Treasurer, the State Controller, the Attorney General and a member of any state office or local governing body. Because the Lieutenant Governor is elected in the same manner and serves the same term as the Governor (Nev. Const. Art. 5, § 17), the proposed amendment also repeals the term limit for the Office of Lieutenant Governor.



1 RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF
2 NEVADA, JOINTLY, That Section 3 of Article 4 of the Nevada
3 Constitution be amended to read as follows:

4 Sec. 3. ~~{1-}~~ The members of the Assembly shall be
5 chosen biennially by the qualified electors of their respective
6 districts, on the Tuesday next after the first Monday in
7 November and their term of Office shall be two years from
8 the day next after their election.

9 ~~{2.—No person may be elected or appointed as a member
10 of the Assembly who has served in that Office, or at the
11 expiration of his current term if he is so serving will have
12 served, 12 years or more, from any district of this State.}~~

13 And be it further

14 RESOLVED, That Section 4 of Article 4 of the Nevada
15 Constitution be amended to read as follows:

16 Sec. 4. ~~{1-}~~ Senators shall be chosen at the same time
17 and places as members of the Assembly by the qualified
18 electors of their respective districts, and their term of Office
19 shall be four years from the day next after their election.

20 ~~{2.—No person may be elected or appointed as a Senator
21 who has served in that Office, or at the expiration of his
22 current term if he is so serving will have served, 12 years or
23 more, from any district of this State.}~~

24 And be it further

25 RESOLVED, That Section 3 of Article 5 of the Nevada
26 Constitution be amended to read as follows:

27 Sec. 3. No person shall be eligible to the Office of
28 Governor, who is not a qualified elector, and who, at the time
29 of such election, has not attained the age of twenty five years;
30 and who shall not have been a citizen resident of this State for
31 two years next preceding the election . ~~{; nor shall any person
32 be elected to the Office of Governor more than twice; and no
33 person who has held the Office of Governor, or acted as
34 Governor for more than two years of a term to which some
35 other person was elected Governor shall be elected to the
36 Office of Governor more than once.}~~

37 And be it further

38 RESOLVED, That Section 19 of Article 5 of the Nevada
39 Constitution be amended to read as follows:

40 Sec. 19. 1. A Secretary of State, a Treasurer, a
41 Controller, and an Attorney General, shall be elected at the
42 same time and places, and in the same manner as the
43 Governor. The term of office of each shall be the same as is
44 prescribed for the Governor.



2. Any elector shall be eligible to any of these offices . ~~but no person may be elected to any of them more than twice, or more than once if he has previously held the office by election or appointment.~~

And be it further

RESOLVED, That Section 3 of Article 15 of the Nevada Constitution be amended to read as follows:

Sec. 3. ~~{1.}~~ No person shall be eligible to any office who is not a qualified elector under this Constitution.

~~{2. No person may be elected to any state office or local governing body who has served in that office, or at the expiration of his current term if he is so serving will have served, 12 years or more, unless the permissible number of terms or duration of service is otherwise specified in this Constitution.}~~

