

Legislative Analysis



BAN CERTAIN FELONS FROM HOLDING ELECTIVE OFFICE AND SOME OTHER PUBLIC POSITIONS

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Senate Joint Resolution "V" as passed by the Senate
Sponsor: Sen. Tupac A. Hunter
House Committee: Ethics and Elections
Senate Committee: Campaign and Election Oversight

Complete to 6-15-10

A SUMMARY OF SENATE JOINT RESOLUTION "V" (S-2) AS PASSED BY THE SENATE 6-10-10

Senate Joint Resolution V would amend the State Constitution to specify that a person would be ineligible (1) for election or appointment to any state or local elective office in Michigan and (2) to hold a position in public employment in Michigan that was policy-making or that had discretionary authority over public assets, if, within the immediately preceding 20 years, (1) he or she had been convicted of a felony involving dishonesty, deceit, fraud, or a breach of the public trust, and (2) the conviction was related to the person's official capacity while holding any elected office or position of employment in local, state, or federal office. This requirement would be in addition to any other qualification required under the constitution or by law.

SJR V would add a new Section 8 to Article XI of the State Constitution. That article deals with "public officers and employment." The joint resolution specifies that the Legislature must "prescribe by law for the implementation of this section." The "V" refers to the letter "V" not the Roman numeral.

The joint resolution, if approved by two-thirds of the members elected and serving in each house of the Legislature, would be submitted to the voters at the next general election.

FISCAL IMPACT:

The bill would have no fiscal impact on state or local government.

Legislative Analyst: J. Hunault

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