

By: Representative Walker

To: Constitution

HOUSE CONCURRENT RESOLUTION NO. 54

1 A CONCURRENT RESOLUTION PROPOSING AN AMENDMENT TO SECTION
2 109, MISSISSIPPI CONSTITUTION OF 1890, TO PROVIDE THAT IF A PERSON
3 IS EMPLOYED AS A TEACHER BY A UNIVERSITY, COLLEGE OR SCHOOL
4 DISTRICT BEFORE HIS ELECTION TO THE LEGISLATURE, THEN HE MAY
5 CONTINUE SUCH EMPLOYMENT AND SHALL NOT HAVE A CONFLICT OF INTEREST
6 IF HE DOES NOT USE HIS OFFICIAL POSITION TO ENHANCE THE ECONOMIC
7 BENEFITS OF THE CONTRACT OF EMPLOYMENT; AND FOR RELATED PURPOSES.

8 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF
9 MISSISSIPPI, That the following amendment to the Mississippi
10 Constitution of 1890 is proposed to the qualified electors of the
11 state:

12 Amend Section 109, Mississippi Constitution of 1890, to read
13 as follows:

14 "Section 109. No public officer or member of the Legislature
15 shall be interested, directly or indirectly, in any contract with
16 the state, or any district, county, city or town thereof,
17 authorized by any law passed or order made by any board of which
18 he may be or may have been a member, during the term for which he
19 shall have been chosen, or within one (1) year after the
20 expiration of such term; however, if before his election to the
21 Legislature, a person is employed as a teacher by a university,
22 college or any school district, then that person may continue such
23 employment and is not in violation of this section if he does not
24 use his official position to increase or enhance his economic
25 benefits from such contract of employment."

26 BE IT FURTHER RESOLVED, That this proposed
27 amendment shall be submitted by the Secretary of State to the
28 qualified electors at an election to be held on the first Tuesday

29 after the first Monday of November 1999, as provided by Section
30 273 of the Constitution and by general law.

31 BE IT FURTHER RESOLVED, That the explanation of this proposed
32 amendment for the ballot shall read as follows: "This proposed
33 constitutional amendment provides an exception to the conflict of
34 interest prohibition by allowing a person employed as a teacher
35 before his election to the Legislature to continue such employment
36 if that person does not use his official position to increase the
37 economic benefits of such contract of employment."