

By: Representative Clark

To: Constitution

HOUSE CONCURRENT RESOLUTION NO. 42

1 A CONCURRENT RESOLUTION PROPOSING AN AMENDMENT TO THE  
2 MISSISSIPPI CONSTITUTION OF 1890, BY REPEALING SECTION 241 OF THE  
3 CONSTITUTION WHICH PRESCRIBES CERTAIN MINIMUM AGE AND RESIDENCY  
4 REQUIREMENTS FOR QUALIFIED ELECTORS AND WHICH PROHIBITS PERSONS  
5 WHO HAVE BEEN CONVICTED OF CERTAIN OFFENSES FROM BEING QUALIFIED  
6 ELECTORS; AND FOR RELATED PURPOSES.

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

11 Amend the Mississippi Constitution of 1890, by repealing  
12 Section 241, which reads as follows:

13 "Section 241. Every inhabitant of this state, except idiots  
14 and insane persons, who is a citizen of the United States of  
15 America, eighteen (18) years old and upward, who has been a  
16 resident of this state for one (1) year, and for one (1) year in  
17 the county in which he offers to vote, and for six (6) months in  
18 the election precinct or in the incorporated city or town in which  
19 he offers to vote, and who is duly registered as provided in this  
20 article, and who has never been convicted of murder, rape,  
21 bribery, theft, arson, obtaining money or goods under false  
22 pretense, perjury, forgery, embezzlement or bigamy, is declared to  
23 be a qualified elector, except that he shall be qualified to vote  
24 for President and Vice President of the United States if he meets  
25 the requirements established by Congress therefor and is otherwise  
26 a qualified elector."

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



30 of November 2003, as provided by Section 273 of the Constitution  
31 and by general law.

32 BE IT FURTHER RESOLVED, That the explanation of this proposed  
33 amendment for the ballot shall read as follows: "This proposed  
34 constitutional amendment repeals Section 241 of the Constitution  
35 which prescribes certain minimum age and residency requirements  
36 for qualified electors and which prohibits persons who have been  
37 convicted of certain offenses from being qualified electors."

38 BE IT FURTHER RESOLVED, That the Attorney General of the  
39 State of Mississippi shall submit this act, immediately upon  
40 approval by the Governor, or upon approval by the Legislature  
41 subsequent to a veto, to the Attorney General of the United States  
42 or to the United States District Court for the District of  
43 Columbia in accordance with the provisions of the Voting Rights  
44 Act of 1965, as amended and extended.

