A CONCURRENT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 140, MISSISSIPPI CONSTITUTION OF 1890, TO PROVIDE THAT THE GOVERNOR SHALL BE ELECTED BY A MAJORITY OF THE PEOPLE IN A GENERAL ELECTION AND NOT BY THE ELECTORAL VOTE OF THE MISSISSIPPI HOUSE OF REPRESENTATIVES, AND IF NO CANDIDATE RECEIVES A MAJORITY VOTE AT THE GENERAL ELECTION, THEN A RUNOFF ELECTION SHALL BE HELD TWO (2) WEEKS LATER, AND THE CANDIDATE WHO RECEIVES A MAJORITY VOTE IN THE RUNOFF ELECTION SHALL BE ELECTED AS GOVERNOR; AND PROPOSING THE REPEAL OF SECTION 141, MISSISSIPPI CONSTITUTION OF 1890, WHICH PROVIDES THAT THE HOUSE OF REPRESENTATIVES SHALL CHOOSE A GOVERNOR FROM THE TWO PERSONS WHO SHALL HAVE RECEIVED THE HIGHEST NUMBER OF POPULAR VOTES; AND PROPOSING THE REPEAL OF SECTION 142, MISSISSIPPI CONSTITUTION OF 1890, WHICH PROVIDES THAT, IN CASE OF AN ELECTION OF THE GOVERNOR BY THE HOUSE OF REPRESENTATIVES, NO MEMBER OF THE HOUSE OF REPRESENTATIVES SHALL RECEIVE AN APPOINTMENT FROM THE GOVERNOR.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI, That the following amendments to the Mississippi Constitution of 1890 are proposed to the qualified electors of the state:

Amend Section 140, Mississippi Constitution of 1890, to read as follows:

"Section 140. The Governor of the state shall be chosen in the following manner: The Governor shall be elected by a majority of the people in a general election on the first Tuesday after the
first Monday of November * * * 2023, and on the first Tuesday
after the first Monday of November in every fourth year
thereafter * * *. The candidate who receives the majority number
of votes cast for the office of Governor at the general election
shall be elected as Governor. If no candidate receives a majority
number of votes cast at the election, then the two (2) candidates
who receive the highest number of votes cast shall have their
names placed on the ballot for the runoff election to be held two
(2) weeks later. The candidate who receives a majority of the
votes cast in the runoff election shall be elected as Governor.
However, if no candidate receives a majority votes cast at the
election, and there is a tie in the election of those receiving
the next highest vote, then those candidates receiving the next
highest vote and the candidate receiving the highest number of
votes cast shall have their names placed on the ballot for the
runoff election to be held two (2) weeks later, and whoever
receives the majority of votes cast in the runoff election shall
be elected as Governor."

Amend the Mississippi Constitution of 1890 by repealing
Section 141, which reads as follows:
"Section 141. If no person shall receive such majorities,
then the house of representatives shall proceed to choose a
governor from the two persons who shall have received the highest
number of popular votes. The election shall be by viva voce vote,
which shall be recorded in the journal, in such manner as to show for whom each member voted."

Amend the Mississippi Constitution of 1890 by repealing Section 142, which reads as follows:

"Section 142. In case of an election of governor or any state officer by the house of representatives, no member of that house shall be eligible to receive any appointment from the governor or other state officer so elected, during the term for which he shall be elected."

BE IT FURTHER RESOLVED, That these proposed amendments shall be submitted by the Secretary of State to the qualified electors at an election to be held on the first Tuesday after the first Monday of November 2020, as provided by Section 273 of the Constitution and by general law, with the amendments in this resolution being voted on as one (1) amendment since the proposed amendments pertain to one (1) subject.

BE IT FURTHER RESOLVED, That the explanation of this proposed amendment for the ballot shall read as follows: "This proposed constitutional amendment provides that the Governor shall be elected by a majority of the people in a general election and not by the electoral vote of the Mississippi House of Representatives, and if no candidate receives a majority vote at the general election, then a runoff election shall be held two (2) weeks later, and the candidate who receives a majority vote in the runoff election shall be elected as Governor."