

By: Senator(s) Sojourner

To: Rules

SENATE RESOLUTION NO. 11

1 A RESOLUTION TO AMEND SECTIONS 41, 42, 117, 128, 150, 154,  
2 133, 173, AND 134, OF THE MISSISSIPPI CONSTITUTION OF 1890, TO ADD  
3 THE REQUIREMENT THAT CANDIDATES CANNOT RUN FOR CERTAIN ELECTED  
4 STATE OFFICE POSITIONS IF THEY WILL BE 75 YEARS OF AGE OR OLDER AT  
5 THE TIME OF ELECTION; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** Amend Section 41, Mississippi Constitution of  
8 1890, to read as follows:

9 "Section 41. No person shall be a member of the House of  
10 Representatives who shall not have attained the age of twenty-one  
11 (21) years, who shall be seventy-five (75) years of age or older  
12 at the time of election, and who shall not be a qualified elector  
13 of the state, and who shall not have been a resident citizen of  
14 the state for four (4) years, and within the district such person  
15 seeks to serve for two (2) years, immediately preceding his  
16 election. The seat of a member of the House of Representatives  
17 shall be vacated on his removal from the district from which he  
18 was elected."



19           **SECTION 2.** Amend Section 42, Mississippi Constitution of  
20 1890, to read as follows:

21           "Section 42. No person shall be a senator who shall not have  
22 attained the age of twenty-five (25) years, who shall be  
23 seventy-five (75) years of age or older at the time of election,  
24 who shall not have been a qualified elector of the state for four  
25 (4) years, and who shall not be an actual resident of the district  
26 or territory he may be chosen to represent for two (2) years  
27 before his election. The seat of a senator shall be vacated upon  
28 his removal from the district from which he was elected."

29           **SECTION 3.** Amend Section 117, Mississippi Constitution of  
30 1890, to read as follows:

31           "Section 117. The Governor shall be at least thirty (30)  
32 years of age, but shall not be seventy-five (75) years of age or  
33 older at the time of election, and shall have been a citizen of  
34 the United States twenty (20) years, and shall have resided in  
35 this state five (5) years next preceding the day of his election."

36           **SECTION 4.** Amend Section 128, Mississippi Constitution of  
37 1890, to read as follows:

38           "Section 128. There shall be a Lieutenant Governor who shall  
39 be elected at the same time, in the same manner, and for the same  
40 term, and who shall possess the same qualifications and age  
41 requirements as required of the Governor. Any person elected to  
42 the office of Lieutenant Governor shall be eligible to succeed  
43 himself in office, but no person who has been elected to the



44 Office of Lieutenant Governor for two (2) successive terms shall  
45 be eligible to hold that office until one (1) term has  
46 intervened."

47 **SECTION 5.** Amend Section 150, Mississippi Constitution of  
48 1890, to read as follows:

49 "Section 150. No person shall be eligible to the office of  
50 judge of the Supreme Court who shall not have attained the age of  
51 thirty (30) years at the time of his appointment, who shall be  
52 seventy-five (75) years of age or older at the time of election,  
53 and who shall not have been a practicing attorney and a citizen of  
54 the state for five (5) years immediately preceding such  
55 appointment."

56 **SECTION 6.** Amend Section 154, Mississippi Constitution of  
57 1890, to read as follows:

58 "Section 154. No person shall be eligible to the office of  
59 judge of the circuit court or of the chancery court who shall not  
60 have been a practicing lawyer for five (5) years and who shall not  
61 have attained the age of twenty-six (26) years, and who shall not  
62 have been five (5) years a citizen of this state."

63 **SECTION 7.** Amend Section 133, Mississippi Constitution of  
64 1890, to read as follows:

65 "Section 133. There shall be a Secretary of State, who shall  
66 be elected as herein provided. He shall be at least twenty-five  
67 (25) years of age, but shall not be seventy-five (75) years of age  
68 or older at the time of election, a citizen of the state five (5)



69 years next preceding the day of his election, and he shall  
70 continue in office during the term of four (4) years, and shall be  
71 keeper of the capitol; he shall keep a correct register of all  
72 official acts and proceedings of the Governor; and shall, when  
73 required, lay the same, and all papers, minutes, and vouchers  
74 relative thereto, before the Legislature, and he shall perform  
75 such other duties as may be required of him by law. He shall  
76 receive such compensation as shall be prescribed."

77 **SECTION 8.** Amend Section 173, Mississippi Constitution of  
78 1890, to read as follows:

79 "Section 173. There shall be an Attorney General elected at  
80 the same time and in the same manner as the Governor is elected,  
81 whose term of office shall be four (4) years and whose  
82 compensation shall be fixed by law. The qualifications and age  
83 requirements for the Attorney General shall be the same as herein  
84 prescribed for judges of the circuit and chancery courts."

85 **SECTION 9.** Amend Section 134, Mississippi Constitution of  
86 1890, to read as follows:

87 "Section 134. A State Treasurer and an Auditor of Public  
88 Accounts shall be elected as herein provided, who shall hold their  
89 office for the term of four (4) years, and shall possess the same  
90 qualifications and age requirements as required for the Secretary  
91 of State. They shall receive such compensation as may be provided  
92 by law."



93           **SECTION 10.** This act shall take effect and be in force from  
94 and after July 1, 2023.

