

St. Tammany Farmer

CONSTITUTIONAL AMENDMENTS

Session of 1912

House Bill No. 61. By Mr. Edwards. JOINT RESOLUTION.

Providing an amendment to Section 5 of Article 197 of the Constitution of the State of Louisiana...

Section 5. No male person who was on January 1st, 1867, or at any date prior thereto, entitled to vote under the Constitution or statutes of any State in the United States...

Every person claiming the benefit of this section shall make application to the proper registration officer or his deputy for registration, and he shall make oath before such registration officer or his deputy in the form following:

I am a citizen of the United States and of this State, over the age of twenty-one years; have resided in this State for five years next preceding this date. I was on the day of 1912 entitled to vote under the Constitution or Statutes of the State of Louisiana...

Certificates of registration shall be given to persons registering on durable paper, and consecutively marked on the permanent register. A separate registration of voters applying under this section shall be made by the registration officer of every parish for this purpose...

The registration of voters under this section shall close on the 31st day of August, 1912, and immediately thereafter the registration officer of every parish shall make a sworn copy in duplicate of the list of persons registered under this section, showing, in detail, whether the applicant registered as a voter of 1867, prior thereto, or as a son of such voter or as the person of said duplicate in the office of the Secretary of State...

All persons whose names appear on said registration list shall be admitted to register for all the purposes of the educational or property qualifications prescribed by this Constitution, unless otherwise disqualified, and all persons who do not by personal application claim exemption from the provisions of Section 5 and 4 of this Article before September 1, 1913, shall be forever denied the right to do so.

The names of the persons registering under and claiming the benefits of this section shall be entered in a well bound book, to be provided by each parish for that purpose, and shall be known as the permanent register. Immediately on closing the registration under this section, on August 31, 1913, it shall be the duty of the registration officer or his deputy in the different parishes throughout the State, to make a sworn statement, in writing, of the number of voters, both white and colored, with the number of each, who have registered, and whose names appear on said permanent register herein provided for, and such sworn statement shall be published in the official journal or other newspaper published in the parish in the next issue appearing after said date, the cost of the same to be paid by the parish. Any registration officer violating the provisions of this section or failing to comply with the provisions hereof, or shall make a false or incorrect statement of the number of voters registered under this section, or be deemed guilty of a felony, and on conviction thereof, shall be sentenced to imprisonment at hard labor for a term not exceeding one year.

ister may be different from that required of persons registered under other sections of this Article, and shall be as now provided or hereafter provided by law; and the remedy and proceedings whereby, subsequently to the close of said registration, on August 31, 1913, the names of any persons who may have obtained registration under this section by the statement of facts or other fraud shall be stricken from said list shall be as now provided or hereafter provided by law.

Section 2. Be it further resolved, etc., That this proposed amendment shall be submitted to the qualified voters of this State for adoption or rejection at the Congressional election to be held in November, 1912.

Section 3. Be it further resolved, etc., That on the official ballots to be used at such election there shall be printed the words: "For the proposed amendment of Section 5 of Article 197 of the Constitution of the State of Louisiana, relative to registration of voters," and the words:

"Against the proposed amendment to Section 5 of Article 197 of the Constitution of the State of Louisiana, relative to registration of voters," and each elector shall indicate, as provided by the general election laws of this State, whether he votes for or against the proposed amendment.

L. E. THOMAS, Speaker of the House of Representatives. THOMAS C. BARRETT, Lieutenant Governor and President of the Senate.

Approved: June 25th, 1912. L. E. HALL, Governor of the State of Louisiana. A true copy. ALVIN E. HEBERT, Secretary of State.

ACT NO. 132. Senate Bill No. 137. By Mr. Beale. JOINT RESOLUTION.

Proposing an amendment to Article 223 of the Constitution of the State of Louisiana, relative to the incurring of debt and issuing bonds for work of public improvement, and to the validation and refunding of bonds issued for such improvements, by municipal corporations, parishes, and school districts (the city of New Orleans excepted), and the assessment of special taxes and forced contributions to pay for same.

Section 1. Be it resolved by the General Assembly of the State of Louisiana, two-thirds (2-3) of all the members elected to each House, concurring, That Article 223 of the Constitution of the State of Louisiana be so amended as to read as follows:

Paragraph 1. Municipal corporations, parishes, school districts, navigation, road, suburb, navigation, sewerage districts, city of New Orleans excepted, hereinafter referred to as subdivisions of the State, when authorized by a vote of the majority, in number and amount of the property taxpayers qualified to vote under the Constitution and laws of this State, who vote at an election held for that purpose, after due notice of said election has been published for thirty days in the official journal of the municipal corporation or parish or where there is no official journal, a newspaper published therein, may, through their respective governing authorities incur debt and issue negotiable bonds therefor, and each year while any bonds thus issued are outstanding, the governing authorities of such subdivisions shall impose and collect annually, in addition to the interest, annually or semi-annually, and the principal falling due each year, or such amount as may be required for any sinking fund or for the redemption of said bonds at maturity, provided that such special taxes, for all purposes above set forth shall not in any year exceed ten mills on the dollar of the assessed valuation of the property in such subdivisions.

No bonds shall be issued for any other purpose than that stated in the submission of the proposition to the taxpayer, and published for thirty (30) days as aforesaid, or for greater amount than that herein mentioned, nor shall any bonds be issued for any other purpose than for constructing, improving and maintaining public roads and highways paving and improving streets, roads and alleys, purchasing and constructing systems of waterworks, sewerage, drainage, navigation, light, public works, bridges and other works of public improvement, the title to which shall rest in the subdivision creating the debt, as the case may be; nor shall such bonds run for a longer period than forty (40) years from their date, or bear a greater rate of interest than five per centum per annum, or be sold for less than par. The total issue of bonds by any subdivision for all purposes shall never exceed ten per centum (10) of the assessed valuation of the property in such subdivisions. Municipal councils are granted the authority to create within their limits one or more sewerage districts.

Paragraph 2. Police juries in any parish or parishes may in accordance with law create drainage districts, which in addition to the powers heretofore granted, shall have further power and authority to provide and maintain drainage systems and the governing authorities of such districts, when authorized by a majority in number and amount of the property taxpayers of said district qualified to vote under the Constitution and laws of this State, who vote at an election held for that purpose, may impose and collect for a period not exceeding forty years forced contributions or acreage taxes not exceeding fifty cents per acre per year on every acre of land in the subdivision where such an election is held. The governing authority of such subdivision when authorized as set forth, may incur debt and issue negotiable bonds to represent same, secured by the taxes above described provided that the total amount of debts thus incurred or bonds issued, shall never exceed in principal and interest the aggregate amount to be raised by said annual contributions or acreage taxes during the period for which the same are imposed and that no such bonds shall be issued for any other purpose than that for which said contributions or acreage taxes were voted, nor for a longer term than forty years, bear a greater rate

of interest than 5 per centum per annum or be sold for less than par. All bonds issued hereunder shall be subject to the provisions of Article 223 of the Constitution of the State of Louisiana, relative to the incurring of debt and issuing bonds for work of public improvement, and to the validation and refunding of bonds issued for such improvements, by municipal corporations, parishes, and school districts (the city of New Orleans excepted), and the assessment of special taxes and forced contributions to pay for same.

Paragraph 3. When the character of any land is such that it must be drained and pumped in order to be drained and reclaimed, the Board of Drainage Commissioners of the parish in which the land is situated shall, upon the petition of not less than a majority in number and amount of the property taxpayers, resident and non-resident, in the area to be affected, ascertain the cost of drainage, and reclaiming said land and incur debt against said land for an amount sufficient to drain and reclaim it, and issue for such debt negotiable bonds at maturity, provided that such bonds shall not run longer than forty (40) years from their date and bearing interest at a rate not exceeding five per centum per annum payable annually or semi-annually, which bonds shall not be sold for less than par; and said Board of Drainage Commissioners shall levy annually upon said land forced contributions or acreage taxes to maintain the drainage of said land, to pay the interest, annually or semi-annually, and the principal falling due each year, or such amount as may be required for any sinking fund provided for payment of said bonds at maturity, provided that such forced contributions or acreage taxes for all purposes shall never exceed three dollars and fifty cents (\$3.50) per acre per annum.

Paragraph 4. The police juries of the various parishes throughout the State, for the purpose of constructing highways and public buildings for the parish, and the governing authorities of municipal corporations, for the purpose of paving or improving streets or alleys, and for all municipal improvements, after making provision for the payment of all statutory and ordinary charges, may issue bonds running for a period not exceeding ten (10) years, and bearing interest at a rate not exceeding five (5) per centum per annum, which bonds shall not be sold for less than par, the avails of the residue of the ten (10) mill tax authorized by Article 212 of the Constitution of Louisiana.

Paragraph 5. Should any of the subdivisions of the State neglect or fail for any reason to impose or collect the taxes provided for in the foregoing sections, any person in the district court having jurisdiction, enforce the imposition or collection of such taxes, or both, and such proceedings shall be filed and triable free to any cost to the litigant.

Paragraph 6. Municipal corporations, parishes and schools, drainage, navigation, road, suburb, navigation, sewerage districts (the city of New Orleans excepted), hereinafter referred to as subdivisions, when authorized to do so in the manner herein provided, may, for the purpose of readjusting, refunding, extending or unifying their bonded indebtedness, issue new bonds, covering any particular issue or issues of bonds or the whole outstanding bonded indebtedness incurred by such subdivision for the purposes specified in Paragraph 1 of this article or any issue of refund issue bonds or renewal of bonds in novation or renewal and any bonds, heretofore or hereafter issued for the purposes specified in said Paragraph 1 of this Article. No bonds issued under this paragraph shall run for more than forty (40) years from their date, nor shall they bear a greater rate of interest than five per centum per annum, payable semi-annually or annually, and shall not be sold for less than par. Any bonds issued under this Article, may be, either in whole or in part, exchanged value for value for bonds issued under Article 281, or to be issued in any other form provided for in this Article, or sold and the proceeds thereof used for the purpose of purchasing outstanding bonds. Before any bonds shall be issued under this paragraph the issuance thereof shall be authorized by a vote of a majority in number and amount of the property taxpayers qualified to vote under the Constitution and laws of this State who vote on the proposition at an election held for that purpose, after due notice of said election has been published, for thirty days in the official journal of the parish or parishes in which said subdivisions are located, or where there is no official journal, in any newspaper published in such parish or parishes, provided, however, that the governing body of any such subdivision may in their discretion and without a vote of the property taxpayers, issue refunding or renewal bonds under this paragraph, if the bonds to be refunded or renewed thereby have been or shall be issued for any of the purposes specified in said Paragraph 1 of this article, or in novation or renewal of any bonds issued or to be issued for the said purposes specified in paragraph 1 of this article, and such issue of refunding or renewal bonds shall be authorized by a vote of a majority in number and amount of the property taxpayers qualified by a vote under the Constitution and laws of this State who voted or shall vote on the proposition at an election held for that purpose, when the bonds of any subdivision issued shall have been obtained either by purchase or exchange, the tax levy to pay for such bonds shall at once cease and such bonds shall be cancelled. Each year while any refunding bonds issued under this paragraph are outstanding, the governing authorities of such subdivision shall levy and collect annually, in excess of all other taxes, a tax sufficient to pay the interest, annually or semi-annually, and the principal falling due or such amount as may be required for a sinking fund for the payment of said bonds at maturity, provided that such special taxes for all purposes above set forth shall not in any year exceed ten mills on the dollar of the assessed valuation of the property in such subdivision.

The governing body of any such subdivision shall have full power to adopt and pass all ordinances and resolutions necessary to carry out the provisions of this paragraph into effect. An election may be held under the provisions of this paragraph at the same times and places and by the same election officers as an election on the question of incurring debt and issuing bonds under the provisions of said Paragraph 1

of this Article.

Section 2. Be it further resolved, etc., That this proposed amendment shall be submitted to the qualified voters of this State for adoption or rejection at the Congressional election to be held in November, 1912.

Section 3. Be it further resolved, etc., That on the official ballots to be used at such election there shall be printed the words: "For the proposed amendment to Article 223 of the Constitution of the State of Louisiana, relative to the incurring of debt and issuing bonds for work of public improvement, and to the validation and refunding of bonds issued for such improvements, by municipal corporations, parishes, and school districts (the city of New Orleans excepted), and the assessment of special taxes and forced contributions to pay for same," and the words:

"Against the proposed amendment to Article 223 of the Constitution of the State of Louisiana, relative to the incurring of debt and issuing bonds for work of public improvement, and to the validation and refunding of bonds issued for such improvements, by municipal corporations, parishes, and school districts (the city of New Orleans excepted), and the assessment of special taxes and forced contributions to pay for same," and each elector shall indicate, as provided by the general election laws of this State, whether he votes for or against the proposed amendment.

L. E. THOMAS, Speaker of the House of Representatives. THOMAS C. BARRETT, Lieutenant Governor and President of the Senate.

Approved: July 9, 1912. L. E. HALL, Governor of the State of Louisiana. A true copy. ALVIN E. HEBERT, Secretary of State.

ACT NO. 133. Senate Bill No. 137. By Mr. Geo. Wesley Smith. JOINT RESOLUTION.

Proposing an amendment to Article 223 of the Constitution of the State of Louisiana.

Section 1. Be it resolved by the General Assembly of the State of Louisiana, two-thirds of all the members elected to each House concurring, That an amendment to the Constitution of the State of Louisiana be submitted to the qualified electors of the State for their approval or rejection, as required by Article 321 of the Constitution, at the Congressional election to be held on the first Tuesday next following the first Monday in November, 1912, amending and re-enacting Article 223 of the Constitution of the State of Louisiana so as to read as follows:

Section 1. Upon the recommendation of the Auditor of the Police Jury of any parish, the Governor may suspend any officer charged with the collection or custody of public funds when in arrears.

Section 2. An officer of this State, or of any district, judicial or otherwise, and any officer of any parish or ward thereof, and any officer of any municipality or ward thereof (except the judges of all of the courts of record of this State, the judges of the various city courts throughout the State, and the Justices of the Peace) holding office by the legal or qualified voters of this State, or of any district, judicial or otherwise, or of any municipality or ward thereof, shall be subject to recall from such office by the qualified voters of this State, or of any district, judicial or otherwise, or of any municipality or ward thereof, or of any parish or ward thereof, or of any municipality or ward thereof, by a majority of the legally qualified voters participating in such election. Such an election shall be held when petitioned for by such number of the legally qualified voters of the State, district, judicial or otherwise, or of any parish or ward thereof, or of any municipality or ward thereof, as will equal thirty per cent of the total number of registered voters of the State, district, judicial or otherwise, or of any parish or ward thereof, or of any municipality or ward thereof, at the last preceding general election for the office in which the recall is sought. Notice of intention to circulate such petition together with a statement of the reasons why the recall of such officers is sought shall be given to such officers in such manner as shall be provided by law. The General Assembly shall by appropriate legislation, prescribe the form of the petition, the manner of verification and ascertainment that the requisite number of legally qualified voters has signed same, and also the manner and method of calling such election, and the promulgations of the returns thereof. Such ballot shall contain the specific question, "Shall [naming the officer] giving [his official title] be recalled," and opposite the question shall be two squares, in one of which shall be printed "Yes," and in the other shall be printed "No," and no ballot shall be valid unless it is marked either "yes" or "no" upon the question. No officer shall be subject to recall until after he has been in office one year, and should his recall be defeated by the electors, then he shall be subject to recall. At least three months, but not more than five months, shall elapse from the time that the necessary number of petitioners has asked for the recall election before same shall be held. A successor, for the remainder of the term, to the officer sought to be recalled shall be elected at the same time as the recall election is held, and should the majority of the voters

participating in such election be in favor of the recall of such officer, then immediately after the promulgation of the results of such election the successor so elected shall qualify. The General Assembly shall provide by law how candidates to succeed the officer sought to be recalled may have their names placed on the recall ballot of the State, district, judicial or otherwise, parish or ward thereof, or of any municipality or ward thereof, by petition signed by qualified voters to the number of not less than thirty per cent of the total number of registered voters qualified to vote at the last preceding general election for the office of which the recall is sought to be incumbent of which is sought to be recalled, and a second choice, and the candidate who is the first choice of the greatest number of voters shall be declared to be elected, if the election has resulted in the recall of the officer sought to be recalled. The officer so recalled shall not be a candidate at such recall election.

Section 3. Be it further resolved, etc., That the official ballot to be used at said election shall have printed thereon the words: "For the proposed amendment to Article 223 of the Constitution of the State of Louisiana, relative to the incurring of debt and issuing bonds for work of public improvement, and to the validation and refunding of bonds issued for such improvements, by municipal corporations, parishes, and school districts (the city of New Orleans excepted), and the assessment of special taxes and forced contributions to pay for same," and the words:

"Against the proposed amendment to Article 223 of the Constitution of the State of Louisiana, relative to the incurring of debt and issuing bonds for work of public improvement, and to the validation and refunding of bonds issued for such improvements, by municipal corporations, parishes, and school districts (the city of New Orleans excepted), and the assessment of special taxes and forced contributions to pay for same," and each elector shall indicate, as provided by the general election laws of the State, whether he votes for or against the proposed amendment.

L. E. THOMAS, Speaker of the House of Representatives. THOMAS C. BARRETT, Lieutenant Governor and President of the Senate.

Approved: July 9, 1912. L. E. HALL, Governor of the State of Louisiana. A true copy. ALVIN E. HEBERT, Secretary of State.

ACT NO. 139. Senate Bill No. 174. By Mr. Vogtle. JOINT RESOLUTION.

Submitting to the people of the State of Louisiana at the Congressional election to be held in November, 1912, an amendment to the Constitution of the State as amended by Act No. 279 of the Acts of 1910 ratified by the people at the November election of 1910, so as to extend the time for the organization of the steamship companies therein provided for until January 1, 1916.

Section 1. Be it resolved by the General Assembly of the State of Louisiana, two-thirds of all the members elected to each branch thereof concurring, That at the Congressional election to be held in this State on the first Tuesday next following the first Monday in November, 1912 the following amendment to the amendment submitted by Act No. 279 of Acts of 1910, ratified by the people at the November election of 1910, shall be submitted to the electors of the State to-wit: "The time granted for the organization of the steamship companies under this amendment to the Constitution shall be extended from January 1, 1913, to January 1, 1916."

Section 2. Be it further resolved, etc., That the official ballot to be used at said election shall have printed thereon the words: "For the proposed amendment to the Constitution extending the time for the organization of steamship companies under the Constitutional amendment proposed by Act No. 279 of the Acts of 1910, ratified by the people at the November election of 1910, so as to extend the time for the organization of the steamship companies under this amendment to the Constitution from January 1, 1913, to January 1, 1916."

Section 3. Be it further resolved, etc., That the foregoing amendment to the Constitution of the State, if adopted, shall become operative on the first day of December, A. D. 1912, and the Governor of the State shall, within ten days thereafter, order an election to be held within the Fifteenth Judicial District of Louisiana, and conformably with existing election laws, for the purpose of electing the additional judge herein provided for, for the Fifteenth Judicial District, who shall hold office until his successor is elected and until his successor is elected and qualified.

Section 4. Be it further resolved, etc., That upon the official ballots to be used at said Congressional election shall be printed the words: "For the proposed amendment to Article 109 of the Constitution of Louisiana, relative to District Courts," and the words: "Against the proposed amendment to Article 109 of the Constitution of Louisiana, relative to District Courts," and each elector shall indicate, as provided by the general election laws of the State, which of the propositions, "For" or "Against," he votes for.

L. E. THOMAS, Speaker of the House of Representatives. THOMAS C. BARRETT, Lieutenant Governor and President of the Senate.

Approved: July 10, 1912. L. E. HALL, Governor of the State of Louisiana. A true copy. ALVIN E. HEBERT, Secretary of State.

ACT NO. 147. Senate Bill No. 157. By the Senate Judiciary Committee. Section "B." Substitute for Senate Bill No. 35. AN ACT.

Proposing an amendment to Article 103 of the Constitution of Louisiana, relative to District Courts.

Section 1. Be it resolved by the General Assembly of the State of Louisiana, two-thirds of all the members elected to each House concurring, That the following amendment to the Constitution of Louisiana shall be submitted to the electors of the State, at the Congressional election to be held on the first Tuesday after the first Monday in November, 1912, and if approved and ratified by a majority of said electors, voting in said election, the same to become a part of the Constitution, to-wit:

That Article 103 of the Constitution of Louisiana be amended so as to read as follows: ARTICLE 103. The District Courts, except in the parish of Orleans, shall have original jurisdiction in all civil matters where the amount in controversy shall exceed fifty dollars (\$50.00), exclusive of interest and in all cases where the title to real estate is involved, or to office or other public position, or civil or political rights, and all other cases where no specific amount in controversy is stated, except such as otherwise provided in the Constitution. They shall have unlimited and exclusive original jurisdiction in all criminal cases except such as may be provided in other courts authorized by this Constitution; and in all probate and succession matters, and where a succession is a party defendant, and in cases where the State, parish or municipality or other political corporation is a party defendant, regardless of the amount in dispute and of all proceedings for the appointment of receivers or liquidators to corporations or partnerships; and said court shall have authority to

issue all such writs, process and orders as may be necessary or proper for the purposes of the jurisdiction herein conferred upon them. There shall be one District Judge in each Judicial District, except in the First, Twenty-First and Fifteenth Judicial Districts, where until otherwise provided by law there shall be two (2) District Judges, but Judges of the Twenty-First Judicial District shall not be residents of the same parish and the Judges of the Fifteenth (15th) Judicial District shall not be residents of the same parish after the expiration of the terms of the first Judges elected under this Constitution.

District Judges shall be elected by a majority of the qualified voters of their respective districts, in which they shall have been actual residents for two years next preceding their election. They shall be learned in the law, and shall have practiced law in this State five years previous to their election. Provided that the first District Judges under this Constitution shall be elected at the general State election in 1900, and shall hold office until their successors are elected on the Tuesday after the first Monday in November, 1904, at which time and every four years thereafter the District Judges shall be elected for terms of four years. Vacancies occasioned by death, resignation, or otherwise, where the unexpired portion of the term is less than one year, shall be filled for the remainder of the term by appointment by the Governor, with the advice and consent of the Senate. In all cases where the unexpired portion of the term is one year or more, the vacancy shall be filled by special election, to be called by the Governor, and held within sixty days of the occurrence of the vacancy, under the general election laws of the State.

Section 2. Be it further resolved, etc., That the foregoing amendment to the Article of the Constitution of this State, if adopted, shall become operative on the first day of December, A. D. 1912, and the Governor of the State shall, within ten days thereafter, order an election to be held within the Fifteenth Judicial District of Louisiana, and conformably with existing election laws, for the purpose of electing the additional judge herein provided for, for the Fifteenth Judicial District, who shall hold office until his successor is elected and until his successor is elected and qualified.

Section 3. Be it further resolved, etc., That upon the official ballots to be used at said Congressional election shall be printed the words: "For the proposed amendment to Article 109 of the Constitution of Louisiana, relative to District Courts," and the words: "Against the proposed amendment to Article 109 of the Constitution of Louisiana, relative to District Courts," and each elector shall indicate, as provided by the general election laws of the State, which of the propositions, "For" or "Against," he votes for.

L. E. THOMAS, Speaker of the House of Representatives. THOMAS C. BARRETT, Lieutenant Governor and President of the Senate.

Approved: July 10, 1912. L. E. HALL, Governor of the State of Louisiana. A true copy. ALVIN E. HEBERT, Secretary of State.

ACT NO. 155. House Bill No. 293. By Mr. Butler. JOINT RESOLUTION.

Proposing an amendment to Article 303 of the Constitution of the State of Louisiana, relative to pensions for Confederate Veterans as amended by Act No. 73 of the General Assembly of 1900, and Act No. 112 of the General Assembly of 1904, and Act No. 169 of the General Assembly of 1905, and for the purpose of providing a sufficient revenue for the carrying out of this Article of the Constitution.

Section 1. Be it resolved by the General Assembly of the State of Louisiana, two-thirds of all the members elected to the House concurring, That Article 303 of the Constitution of the State of Louisiana, as amended by Act No. 73 of the General Assembly of 1900, and Act No. 112 of the General Assembly of 1904, and Act No. 169 of the General Assembly of 1905, be so amended as to read as follows: Article 303. A pension not to exceed eight dollars (\$8) per month shall be allowed to each Confederate soldier or sailor veteran who possesses the following qualifications: 1. He shall have served honorably until the close of the late Civil War, or until he was discharged or paroled, in some military organization regularly mustered into the Army or Navy of the Confederate States and shall have remained true to the Confederate States until its surrender.

2. He shall not own property of more than one thousand dollars in valuation and he shall not be physically able to earn a livelihood by his own labor.

3. He shall not be salaried or otherwise provided for by the State of Louisiana or by any other State or Government. In case he has been in any organization mustered into said service as a Louisiana organization or in case at the date of his enlistment he resided in the State of Louisiana he shall have resided in this State for at least five years prior to his application for pension. In case he resided elsewhere than in this State, and enlisted in an organization not mustered in from Louisiana, or in the Navy of the Confederate States, he shall have resided in this State for at least five years prior to his application for pension. A like pension shall be granted to the widow who shall not have married again, in indigent circumstances, of such soldier or sailor whose marriage to her was contracted prior to January 1, 1885; provided that if her deceased husband served in an organization, mustered in from Louisiana, or if he resided in Louisiana, at the date of his enlistment, then in order that such widow shall be entitled to the pension as herein provided, she shall have resided in this State for at least five years prior to her application therefor; and if her deceased husband enlisted elsewhere than in Louisiana, and served in an organization not mustered in from Louisiana, such widow shall, in order to entitle her to a pension as herein provided, have resided in this State for not less than fifteen years prior to her application for such pension; provided further, that pensions

shall be allowed only from the date of application under this article, and the total appropriations for all pensions in any one year, shall be the proceeds of the annual one mill tax, provided said appropriations shall never be more than five hundred and fifty thousand dollars for any one year, which is hereby levied on all taxable property in the State. Any accruing surplus from said tax fund shall be turned over to the common school fund and prohibiting the collection of any other tax or making any appropriation in excess of the amount of the one mill tax levied and collected and to be known as "Confederate Veterans Pension Fund," and to be used for no other purpose, and upon the adoption of this amendment same shall at once become self-operative, and the funds derived therefrom immediately used for said purpose, and provided further that the Tax Collectors and Assessors shall receive no commissions for assessing and collecting said one mill tax hereinafter provided. Provided that nothing in this article shall be construed so as to prohibit the General Assembly from providing artificial limbs to disabled Confederate soldiers or sailors.

Section 2. Be it further resolved, etc., That this proposed amendment be submitted to the qualified voters of the State of Louisiana for adoption or rejection at the Congressional election to be held on the first Tuesday next following the first Monday in November, 1912.

That the official ballots to be used at said election shall have printed thereon the words: "For the proposed amendment to Article 303 of the Constitution of the State of Louisiana, relative to pensions for Confederate Veterans," and the words: "Against the proposed amendment to Article 303 of the Constitution of the State of Louisiana, relative to pensions for Confederate Veterans," and each elector shall indicate, as provided in the general election laws of the State, whether he votes for or against the amendment.

L. E. THOMAS, Speaker of the House of Representatives. THOMAS C. BARRETT, Lieutenant Governor and President of the Senate.

Approved: July 10, 1912. L. E. HALL, Governor of the State of Louisiana. A true copy. ALVIN E. HEBERT, Secretary of State.

ACT NO. 180. House Bill No. 280. By Mr. Bryne. JOINT RESOLUTION.

Proposing an amendment to Article 157 of the Constitution of the State of Louisiana, relative to the filling of vacancies in the parish of Orleans.

Section 1. Be it resolved by the General Assembly of the State of Louisiana, two-thirds of all the members elected to each House concurring, That Article 157 of the Constitution of the State of Louisiana be amended so as to read as follows: Article 157. Vacancies occurring from any cause in any of the judicial offices of the parish of Orleans or in any elective office in the parish of Orleans, where the unexpired term is for a longer period than one year, shall be filled by a special election to be called by the proper legal authority, and held within sixty (60) days of the occurrence of the vacancy under the general election laws of this State, where the unexpired portion of the term is less than one year the vacancy shall be filled for the remainder of the term by the Governor with the advice and consent of the Senate.

Section 2. Be it further resolved, etc., That the foregoing amendments to the Constitution of the State of Louisiana, if adopted, shall become operative on the first day of December, A. D. 1912, and the Governor of the State shall, within ten days thereafter, order an election to be held within the Fifteenth Judicial District of Louisiana, and conformably with existing election laws, for the purpose of electing the additional judge herein provided for, for the Fifteenth Judicial District, who shall hold office until his successor is elected and until his successor is elected and qualified.

Section 3. Be it further resolved, etc., That upon the official ballots to be used at said Congressional election shall be printed the words: "For the proposed amendment to Article 157 of the Constitution of the State of Louisiana, relative to the filling of vacancies in the parish of Orleans," and the words: "Against the proposed amendment to Article 157 of the Constitution of the State of Louisiana, relative to the filling of vacancies in the parish of Orleans," and each elector shall indicate, as provided by the general election laws of the State, which of the propositions, "For" or "Against," he votes for.

L. E. THOMAS, Speaker of the House of Representatives. THOMAS C. BARRETT, Lieutenant Governor and President of the Senate.

Approved: July 10, 1912. L. E. HALL, Governor of the State of Louisiana. A true copy. ALVIN E. HEBERT, Secretary of State.

ACT NO. 180. House Bill No. 280. By Mr. Bryne. JOINT RESOLUTION.

Proposing an amendment to Article 157 of the Constitution of the State of Louisiana, relative to the filling of vacancies in the parish of Orleans.

Section 1. Be it resolved by the General Assembly of the State of Louisiana, two-thirds of all the members elected to each House concurring, That Article 157 of the Constitution of the State of Louisiana be amended so as to read as follows: Article 157. Vacancies occurring from any cause in any of the judicial offices of the parish of Orleans or in any elective office in the parish of Orleans, where the unexpired term is for a longer period than one year, shall be filled by a special election to be called by the proper legal authority, and held within sixty (60) days of the occurrence of the vacancy under the general election laws of this State, where the unexpired portion of the term is less than one year the vacancy shall be filled for the remainder of the term by the Governor with the advice and consent of the Senate.

Section 2. Be it further resolved, etc., That the foregoing amendments to the Constitution of the State of Louisiana, if adopted, shall become operative on the first day of December, A. D. 1912, and the Governor of the State shall, within ten days thereafter, order an election to be held within the Fifteenth Judicial District of Louisiana, and conformably with existing election laws, for the purpose of electing the additional judge herein provided for, for the Fifteenth Judicial District, who shall hold office until his successor is elected and until his successor is elected and qualified.

Section 3. Be it further resolved, etc., That upon the official ballots to be used at said Congressional election shall be printed the words: "For the proposed amendment to Article 157 of the Constitution of the State of Louisiana, relative to the filling of vacancies in the parish of Orleans," and the words: "Against the proposed amendment to Article 157 of the Constitution of the State of Louisiana, relative to the filling of vacancies in the parish of Orleans," and each elector shall indicate, as provided by the general election laws of the State, which of the propositions, "For" or "Against," he votes for.

L. E. THOMAS, Speaker of the House of Representatives. THOMAS C. BARRETT, Lieutenant Governor and President of the Senate.

Approved: July 10, 1912. L. E. HALL, Governor of the State of Louisiana. A true copy. ALVIN E. HEBERT, Secretary of State.

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