

SENATE JOINT RESOLUTION 1

By Yager

A RESOLUTION to propose an amendment to Article VI, Section 5 of the Constitution of Tennessee, to provide a method to select the Attorney General and Reporter.

BE IT RESOLVED BY THE SENATE OF THE ONE HUNDRED TWELFTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE HOUSE OF REPRESENTATIVES CONCURRING, that a two-thirds majority of all the members of each house concurring, as shown by the yeas and nays entered on their journals, that it is proposed that Article VI, Section 5 of the Constitution of Tennessee be amended by deleting the first sentence and substituting instead the following:

To select an Attorney General and Reporter for the State, the Supreme Court shall nominate a person to serve as Attorney General and Reporter and submit the name to the General Assembly. The nomination shall be made by the Supreme Court in open court and with recorded votes. The General Assembly shall confirm the nomination of the Supreme Court's nominee within sixty (60) calendar days immediately following the nomination if the General Assembly is in session and within sixty (60) calendar days, beginning on the convening date of the next annual legislative session following the nomination, if the General Assembly is not in session when the nomination is made. The nominee of the Supreme Court shall be confirmed if a majority of the members to which each house of the General Assembly is entitled vote for confirmation. The Supreme Court nominee is confirmed by default if the General Assembly fails to take a vote to confirm within the required time period. If the Supreme Court's nominee fails to receive the vote required when a vote is taken, then the Supreme Court shall, within sixty (60) calendar days, nominate another person to serve as Attorney General

and Reporter. Upon confirmation, the Attorney General and Reporter shall hold office for a term of six (6) years and until a successor is nominated and confirmed. Each Attorney General and Reporter shall be at least thirty (30) years of age, shall be a citizen of the United States, shall be an attorney duly licensed in this State, and shall have been a resident of this State at least five (5) years immediately preceding nomination by the Supreme Court.

BE IT FURTHER RESOLVED, that, in accordance with Article XI, Section 3 of the Constitution of Tennessee, the foregoing proposed amendment shall be submitted to the people at the next general election in which a governor is to be chosen, the same being the 2022 November general election, and the Secretary of State is directed to place such proposed amendment on the ballot for that election.

BE IT FURTHER RESOLVED, that the clerk of the Senate is directed to deliver copies of this resolution to the Secretary of State, with this final resolving clause being deleted from such copies.