

November 20, 1976


PROPOSED AMENDMENT
TO ARTICLE III, SECTION 8(b)

It is proposed that article III, section 8(b) of the draft Constitution be amended to read as follows:

Section 8: Absence or Disability of the Governor.

b) When the governor is unable to discharge the duties of his office by reason of impeachment or other disability, including but not limited to physical or mental disability, the lieutenant governor shall be acting governor. If the lieutenant governor is unavailable to serve, the order of succession to the office of acting governor shall be the same as if the governor were physically absent from the Commonwealth. ~~If the person next in succession to the governor has reason to believe that the governor is unable to discharge the duties of his office, that person shall inform the Commonwealth appeals court or the United States District Court if no Commonwealth appeals court has been created under section 3 of article IV. The court shall have original, exclusive and final jurisdiction to determine all questions regarding disability of the governor, the existence of a vacancy in the office of governor, and succession to the office or its powers and duties.~~

Offered by,


Francisco T. Palacios