



## 2003 SENATE JOINT RESOLUTION 9

January 23, 2003 - Introduced by Senators JAUCH, HANSEN and CARPENTER, cosponsored by Representatives ZIEGELBAUER, HAHN, HUBLER, HEBL and CULLEN. Referred to Committee on Judiciary, Corrections and Privacy.

1 To amend so as in effect *to repeal* section 15 of article IV of the constitution; **relating**  
2 **to:** abolishing the constitutional grant of legislative immunity from arrest and  
3 civil process (first consideration).

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### *Analysis by the Legislative Reference Bureau*

This proposed constitutional amendment, proposed to the 2003 legislature on first consideration, repeals that provision of the state constitution which: 1) grants to the members of the legislature immunity from arrest in all cases except treason, felony, and breach of the peace; and 2) exempts the members of the legislature from civil process during the session of the legislature as well as for 15 days before and after the session.

A constitutional amendment requires adoption by 2 successive legislatures, and ratification by the people, before it can become effective.

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4 ***Resolved by the senate, the assembly concurring, That:***

5 **SECTION 1.** Section 15 of article IV of the constitution is amended so as in effect  
6 to repeal said section:

7 [Article IV] Section 15. ~~Members of the legislature shall in all cases, except~~  
8 ~~treason, felony and breach of the peace, be privileged from arrest; nor shall they be~~

