



General Assembly

**House Joint  
Resolution No. 98**

January Session, 2017

LCO No. 4577



Referred to Committee on JUDICIARY

Introduced by:  
(JUD)

**RESOLUTION PROPOSING AN AMENDMENT TO THE STATE  
CONSTITUTION TO PERMIT A JUDGE OF PROBATE WHO ATTAINS  
SEVENTY YEARS OF AGE WHILE HOLDING OFFICE TO COMPLETE  
HIS OR HER TERM OF OFFICE.**

Resolved by this Assembly:

1 Section 1. That the following be proposed as an amendment to the  
2 Constitution of the State, which, when approved and adopted in the  
3 manner provided by the Constitution, shall, to all intents and  
4 purposes, become a part thereof:

5 Article eighth of the amendments to the Constitution is amended to  
6 read as follows:

7 No judge shall be eligible to hold his office after he shall arrive at  
8 the age of seventy years, except that (1) a chief justice or judge of the  
9 supreme court, a judge of the superior court, or a judge of the court of  
10 common pleas, who has attained the age of seventy years and has  
11 become a state referee may exercise, as shall be prescribed by law, the  
12 powers of the superior court or court of common pleas on matters  
13 referred to him as a state referee, and (2) a judge of probate who has

14 attained the age of seventy years while holding office as judge of  
15 probate may continue to hold office until completion of the term of  
16 office.

17 RESOLVED: That the foregoing proposed amendment to the  
18 Constitution be continued to the next session of the General Assembly  
19 elected at the general election to be held on November 6, 2018, and  
20 published with the laws passed at the present session, or be presented  
21 to the electors at the general election to be held on November 6, 2018,  
22 whichever the case may be, according to article sixth of the  
23 amendments to the Constitution. The designation of said proposed  
24 amendment to be used on the ballots at such election shall be "Shall the  
25 Constitution of the State be amended to permit a judge of probate, who  
26 attains the age of seventy years while holding the office of judge of  
27 probate, to complete his or her term of office?"