

## **IC 4-4-2**

### **Chapter 2. Inability of Lieutenant Governor to Discharge Official Duties**

#### **IC 4-4-2-1**

##### **Repealed**

*(Repealed by Acts 1979, P.L.19, SEC.4.)*

#### **IC 4-4-2-1.1**

##### **Self-declaration of inability to discharge office; appointment of acting lieutenant governor; resumption of office**

Sec. 1.1. Whenever the lieutenant governor transmits to the governor his written declaration that he is unable to discharge the powers and duties of his office, and until he transmits to him a written declaration to the contrary, such powers and duties shall be discharged by a person appointed by the governor as acting lieutenant governor. Thereafter, when the lieutenant governor transmits to the governor his written declaration that no inability exists, he shall resume the powers and duties of his office.

*As added by Acts 1979, P.L.19, SEC.1.*

#### **IC 4-4-2-2**

##### **Supreme court decision of inability to discharge office; resumption of office; procedures**

Sec. 2. Whenever the governor, the president pro tempore of the senate and the speaker of the house of representatives file with the supreme court a written statement suggesting that the lieutenant governor is unable to discharge the powers and duties of his office, the supreme court shall, after giving notice to the lieutenant governor of the date, time, and place of their meeting, meet within forty-eight (48) hours to decide the question and such decision shall be final. Thereafter, whenever the lieutenant governor files with the supreme court his written declaration that no inability exists, the supreme court shall meet within forty-eight (48) hours to decide whether such be the case and such decision shall be final. Upon a decision that no inability exists, the lieutenant governor shall resume the powers and duties of his office.

*As added by Acts 1979, P.L.19, SEC.2.*

#### **IC 4-4-2-3**

##### **Supreme court decision of inability to discharge office; appointment of acting lieutenant governor**

Sec. 3. Whenever the supreme court decides that the lieutenant governor is unable to discharge the powers and duties of his office, the governor shall appoint a person as acting lieutenant governor to discharge the powers and duties of the office of lieutenant governor until the supreme court decides that no inability exists.

*As added by Acts 1979, P.L.19, SEC.3.*