

ACT #2017- 313  
CA

1 SB409  
2 186174-2  
3 By Senator Smith (Constitutional Amendment)  
4 RFD: Local Legislation  
5 First Read: 03-MAY-17

1 SB409

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4 ENROLLED, An Act,

5 Relating to Geneva County; to propose an amendment  
6 to the Constitution of Alabama of 1901, as amended, to  
7 authorize a person to be elected or appointed as judge of  
8 probate who is not over the age of 75 at the time of  
9 qualifying for election or appointment.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11 Section 1. The following amendment to the  
12 Constitution of Alabama of 1901, as amended, is proposed and  
13 shall become valid as a part thereof when approved by a  
14 majority of the qualified electors voting thereon and in  
15 accordance with Sections 284, 285, and 287 of the Constitution  
16 of Alabama of 1901, as amended:

17 PROPOSED AMENDMENT

18 Notwithstanding the provision of Section 6.16, as  
19 added by Amendment 328 to the Constitution of Alabama of 1901,  
20 now appearing as Section 155 of the Official Recompilation of  
21 the Constitution of Alabama of 1901, as amended, a person who  
22 is not over the age of 75 at the beginning time of qualifying  
23 for election, or at the time of his or her appointment, may be  
24 elected or appointed to the office of Judge of Probate of  
25 Geneva County.

1                   Section 2. An election upon the proposed amendment  
2 shall be held on the date of the special general election in  
3 December 2017 in accordance with Sections 284 and 285 of the  
4 Constitution of Alabama of 1901, now appearing as Sections 284  
5 and 285 of the Official Recompilation of the Constitution of  
6 Alabama of 1901, as amended, and the election laws of this  
7 state.

8                   Section 3. The appropriate election official shall  
9 assign a ballot number for the proposed constitutional  
10 amendment on the election ballot and shall set forth the  
11 following description of the substance or subject matter of  
12 the proposed constitutional amendment:

13                   "Relating to Geneva County; proposing an amendment  
14 to the Constitution of Alabama of 1901, as amended, to  
15 authorize a person to be elected or appointed as judge of  
16 probate who is not over the age of 75 at the time of  
17 qualifying for election or appointment .

18                   "Proposed by Act \_\_\_\_\_."

19                   This description shall be followed by the following  
20 language:

21                   "Yes ( ) No ( )."

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Del Marshall

President and Presiding Officer of the Senate

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Mac McLatchan

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Speaker of the House of Representatives

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SB409

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Senate 09-MAY-17

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I hereby certify that the within Act originated in and passed  
the Senate.

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Patrick Harris,  
Secretary.

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House of Representatives

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Passed: 17-MAY-17

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By: Senator Smith

Alabama Secretary Of State

Act Num....: 2017-313  
Bill Num....: S-409

abstain 0  
YEAS 33  
NAYS 0  
and was carried over to the House

yeas 25  
nays 0  
and was carried over to the House

#### SENATE ACTION

DATE: 5-3 2017  
RD 1 RFD 1127

I hereby certify that the notice & proof is attached to the Bill, SB  
as required in the General  
Acts of Alabama 1975 Act No. 919.  
PATRICK HARRIS,  
Secretary

#### HOUSE ACTION

DATE: 5-9 2017  
RD 1 RFD 100.150.

**REPORT OF STANDING COMMITTEE**  
This bill having been referred by the House to its  
standing committee on Health

This Bill was referred to the Standing Committee  
of the Senate on Health  
and was acted upon by such Committee in  
session and is by order of the Committee  
returned therefrom with a favorable report  
w/amd(s)  w/sub  w/eng sub   
yeas 11 nays 0 abstain 0  
this day of May 2017  
Chairperson John Baker

DATE: 5-9 2017  
RD 2 CAL  
RF John Baker

I hereby certify that the Resolution as required in  
Section C of Act No. 81-889 was adopted and is  
attached to the Bill, SB  
yeas 25 nays 0 abstain 0  
PATRICK HARRIS,  
Secretary

DATE: 5-9-17 RD 3 at length  
PASSED  PASSED AS AMENDED

I hereby certify that the Resolution as required in  
Section C of Act No. 81-889 was adopted and is  
attached to the Bill, SR 4109