

ACT #2019- 346

CA

1 HB505

2 199687-4

3 By Representatives Faulkner and Fridy (Constitutional
4 Amendment)

5 RFD: Constitution, Campaigns and Elections

6 First Read: 23-APR-19

ENROLLED, An Act,

To propose an amendment to the Constitution of Alabama of 1901, to amend Section 6.14 of Amendment 328 of the Constitution of Alabama of 1901, now appearing as Section 153 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, to further provide for the initial term of judges, except judges of probate, appointed to fill vacancies.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

PROPOSED AMENDMENT

Section 6.14 of Amendment 328 of the Constitution of Alabama of 1901, is amended to read as follows:

"6.14. Vacancies in judicial office.

"The office of a judge shall be vacant if he dies, resigns, retires, or is removed. Vacancies in any judicial office shall be filled by appointment by the governor; however, except for the provisions for the initial term of a judge appointed to fill a vacancy as provided herein,

1 vacancies occurring in any judicial office in Jefferson county
2 shall be filled as now provided by amendments 83 and 110 to
3 the Constitution of Alabama of 1901 and vacancies occurring in
4 Shelby, Madison, Wilcox, Monroe, Conecuh, Clarke, Washington,
5 Henry, Etowah, Walker, Tallapoosa, Pickens, Greene,
6 Tuscaloosa, St. Clair county shall be filled as provided in
7 the Constitution of 1901 with amendments now or hereafter
8 adopted, or as may be otherwise established by a properly
9 advertised and enacted local law. ~~A~~ Notwithstanding any other
10 provision of any amendment to this Constitution, a judge,
11 other than a probate judge, appointed to fill a vacancy, shall
12 serve an initial term lasting until the first Monday after the
13 second Tuesday in January following the next general election
14 held after he has completed ~~one year~~ two years in office or
15 the remainder of the original term of the judge elected to the
16 office which is vacant, whichever is longer. At such the
17 election such the judicial office shall be filled for a full
18 term of office beginning at the end of the appointed term."

19 Section 2. An election upon the proposed amendment
20 shall be held in accordance with Sections 284 and 285 of the
21 Constitution of Alabama of 1901, now appearing as Sections 284
22 and 285 of the Official Recompilation of the Constitution of
23 Alabama of 1901, as amended, and the election laws of this
24 state.

1 Section 3. The appropriate election official shall
2 assign a ballot number for the proposed constitutional
3 amendment on the election ballot and shall set forth the
4 following description of the substance or subject matter of
5 the proposed constitutional amendment:

6 "Proposing an amendment to the Constitution of
7 Alabama of 1901, to provide that a judge, other than a judge
8 of probate, appointed to fill a vacancy would serve an initial
9 term until the first Monday after the second Tuesday in
10 January following the next general election after the judge
11 has completed two years in office ~~or the remainder of the~~
12 ~~original term of the judge elected to the office, whichever is~~
13 ~~longer.~~

14 "Proposed by Act _____."

15 This description shall be followed by the following
16 language:

17 "Yes () No ()."

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Mac McClellan

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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

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House of Representatives

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I hereby certify that the within Act originated in
and was passed by the House 23-MAY-19, as amended.

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Jeff Woodard
Clerk

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Senate

31-MAY-19

Passed

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Alabama Secretary Of State

Act Num....: 2019-346
Bill Num...: H-505

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Recv'd 05/31/19 04:37pmJKP

Judy

HOUSE ACTION

I HEREBY CERTIFY THAT THE
RESOLUTION AS REQUIRED IN
SECTION C OF ACT NO. 81-889
WAS ADOPTED AND IS ATTACHED
TO THE BILL, H.B. 505

YEAS 91 NAYS 0

JEFF WOODARD, Clerk

I HEREBY CERTIFY THAT THE
NOTICE & PROOF IS ATTACHED
TO THE BILL, H.B. 505
AS REQUIRED IN THE GENERAL
ACTS OF ALABAMA, 1975 ACT NO.
919.

JEFF WOODARD, Clerk

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SORS

SENATE ACTION

DATE: 5-28 2015

RD 1 RFD

JU dy

This Bill was referred to the Standing
Committee of the Senate on 5/20/15

and was acted upon by such Committee in
session and is by order of the Committee
returned therefrom with a favorable report
w/amend(s) 0 w/sub 0 by a vote of
yeas 0 nays 0 abstain 0
this 20 day of May 2015
Jeff Woodard, Chairperson

DATE: 5-29 2015

RF F AJ

RD 2 CAL

DATE: 5-29 2015

RE-REFERRED RE-COMMITTED

Committee
House Conferencees

DATE: 5-29 2015

RE-COMMITTED

CONFERENCE COMMITTEE
House Conferencees

I hereby certify that the Resolution as
required in Section C of Act No. 81-889
was adopted and is attached to the Bill,
HB 505.

YEAS 27 NAYS 0

PATRICK HARRIS,
Secretary