HB8

61695-1

By Representatives Allen, Love, Beason, Collier, Glover, Carns, Albritton and Humphryes (Constitutional Amendment)

RFD: Constitution and Elections

First Read: 03-FEB-04

PFD: 12/30/2003

61695-1:n:11/19/2003:RMK/th LRS2003-4850

SYNOPSIS: This bill would propose an amendment to the Constitution of Alabama of 1901, to limit the jurisdiction of the courts to hear or determine any question relating to the interpretation of the definition of "marriage" in the "Alabama Marriage Protection Act."

A BILL

TO BE ENTITLED

AN ACT

Proposing an amendment to the Constitution of Alabama of 1901, to limit the jurisdiction of the courts to hear or determine any question relating to the interpretation of the definition of marriage in the "Alabama Marriage Protection Act."

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

No court of original or appellate jurisdiction in this state may hear or determine any question pertaining to the interpretation of the definition of "marriage" in the Alabama Marriage Protection Act as codified in Section 30-1-19, Code of Alabama 1975.

Section 2. An election upon the proposed amendment shall be held in accordance with Sections 284 and 285 of the Constitution of Alabama of 1901, as amended, and the election laws of this state.

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

"Proposing an amendment to the Constitution of Alabama of 1901, limiting the jurisdiction of the courts to interpret the definition of marriage in the Alabama Marriage Protection Act.

"Proposed by Act _____."

This description shall be followed by the following language:

"Yes ( ) No ( )."