

1 HB239  
2 115473-1  
3 By Representative Ford (Constitutional Amendment)  
4 RFD: Local Legislation  
5 First Read: 12-JAN-10

2  
3  
4  
5  
6  
7  
8 SYNOPSIS: This bill would propose an amendment to the  
9 Constitution of Alabama of 1901, relating to Etowah  
10 County, amending Amendment 235 to the Constitution  
11 of Alabama of 1901, now appearing as Local  
12 Amendments, Etowah County, Section 3, Official  
13 Recompilation of the Constitution of Alabama of  
14 1901, as amended, to authorize the Legislature to  
15 fix, alter, and regulate court costs in the county.

16  
17 A BILL  
18 TO BE ENTITLED  
19 AN ACT

20  
21 Relating to Etowah County; proposing an amendment to  
22 the Constitution of Alabama of 1901, amending Amendment 235 to  
23 the Constitution of Alabama of 1901, now appearing as Local  
24 Amendments, Etowah County, Section 3, Official Recompilation  
25 of the Constitution of Alabama of 1901, as amended, to  
26 authorize the Legislature to fix, alter, and regulate court  
27 costs in the county.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. The following amendment of Amendment 235  
3 to the Constitution of Alabama of 1901, now appearing as Local  
4 Amendments, Etowah County, Section 3, Official Recompilation  
5 of the Constitution of Alabama of 1901, as amended, is  
6 proposed and shall become valid as a part of the Constitution  
7 when all requirements of this act are fulfilled:

8 PROPOSED AMENDMENT

9 Amendment 235

10 "The ~~legislature~~ Legislature may by general or local  
11 law ~~provide that a trial tax or charge on litigation of not~~  
12 ~~more than ... dollars (\$...) shall be taxed as~~ may fix,  
13 regulate, and alter the costs and charges in any case, action,  
14 or proceeding hereafter filed in the circuit court of courts  
15 in Etowah county County, whether at law or in equity, and  
16 that a like tax or charge of not more than ... dollars (\$...) shall be taxed as cost in any case hereafter filed in the  
17 Etowah county court, the The proceeds of such ~~the~~ tax or  
18 charge costs shall be used for establishing, equipping,  
19 maintaining, and operating the public law library in Etowah  
20 county County established pursuant to Act No. 191, H. 596,  
21 which became effective August 1, 1955 (Acts of Alabama 1955,  
22 page 485), including the payment of the salaries of the  
23 personnel needed to operate ~~such~~ the library, or for any other  
24 lawful purpose in Etowah County."

26 Section 2. An election upon the proposed amendment  
27 shall be held in accordance with Amendment 555 to the

1 Constitution of Alabama of 1901, now appearing as Section  
2 284.01 of the Official ReCompilation of the Constitution of  
3 Alabama of 1901, as amended, and the election laws of this  
4 state.

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

10 "Relating to Etowah County, proposing an amendment  
11 to the Constitution of Alabama of 1901, to authorize the  
12 Legislature, by local or general act, to fix, regulate, and  
13 alter the costs and charges of court.

14 "Proposed by Act \_\_\_\_\_."

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

17 "Yes ( ) No ( )."