

1 HB91  
2 115724-1  
3 By Representative Gordon (Constitutional Amendment)  
4 RFD: Mobile County Legislation  
5 First Read: 12-JAN-10

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8 SYNOPSIS: Under existing law, employees of the City  
9 of Prichard are participants in the municipal  
10 retirement system; but not the Employees'  
11 Retirement System.

12 This bill would propose a local  
13 constitutional amendment that would allow employees  
14 of the City of Prichard to participate in the  
15 Employees' Retirement System or in the municipal  
16 retirement system; and would provide for  
17 retroactive effect.

18  
19 A BILL  
20 TO BE ENTITLED  
21 AN ACT  
22

23 To propose an amendment to the Constitution of  
24 Alabama of 1901, to allow employees of the City of Prichard to  
25 participate in the Employees' Retirement System or in the  
26 municipal retirement system; and to provide for retroactive  
27 effect.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. The following amendment to the  
3 Constitution of Alabama of 1901, is proposed and shall become  
4 valid as a part of the Constitution when all requirements of  
5 this act are fulfilled:

6 PROPOSED AMENDMENT

7 Every employee of the City of Prichard may  
8 participate in either the Employees' Retirement System of  
9 Alabama or in the municipal retirement system in the same  
10 manner and upon the same terms and conditions as may be  
11 specified by law for any other employee in the same retirement  
12 system. Any employee of the City of Prichard at the time of  
13 ratification of this amendment may purchase service credit in  
14 the Employees' Retirement System retroactive for five years,  
15 provided the employee makes the election within one year of  
16 the ratification of the amendment.

17 Section 2. An election upon the proposed amendment  
18 shall be held in accordance with Amendment 555 to the  
19 Constitution of Alabama of 1901, now appearing as Sections  
20 284.01 of the Official Recompilation of the Constitution of  
21 Alabama of 1901, as amended, and the election laws of this  
22 state.

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

1                   "Proposing an amendment to the Constitution of  
2 Alabama of 1901, to allow employees of the City of Prichard to  
3 participate in the Employees' Retirement System or in the  
4 municipal retirement system; and to provide for retroactive  
5 effect.

6                   "Proposed by Act \_\_\_\_\_."

7                   This description shall be followed by the following  
8 language:

9                   "Yes ( ) No ( )."