

1 SB120
2 115505-2
3 By Senator Barron
4 RFD: Finance and Taxation General Fund
5 First Read: 12-JAN-10

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8 SYNOPSIS: Currently, there is no law providing for
9 the continuation of the office of President Pro
10 Tempore of the Senate for the period of time
11 between the statewide general election in the
12 fourth year of a legislative quadrennium and the
13 ensuing organizational session of the newly elected
14 Legislature if the currently serving President Pro
15 Tempore is not reelected.

16 This bill would provide that a serving
17 President Pro Tempore who is reelected at the
18 general election would continue to serve in that
19 capacity until the succeeding organizational
20 session. The bill would provide that if a serving
21 President Pro Tempore ceases to be a member of the
22 Senate for any reason prior to the election of a
23 President Pro Tempore at an organizational session,
24 the member of the Senate elected to the Legislative
25 Council with the longest service as a member of the
26 Senate would serve as President Pro Tempore until a
27 President Pro Tempore is elected by the Senate.

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2 A BILL
3 TO BE ENTITLED
4 AN ACT
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6 Relating to the office of President Pro Tempore of
7 the Senate; to provide that a person serving as President Pro
8 Tempore of the Senate shall continue to serve in that capacity
9 from the date of the general election at which Senate members
10 are elected to a new four-year term until the ensuing
11 organizational session, if that person is reelected at the
12 general election; and that if a serving President Pro Tempore
13 is not reelected at the general election, or if a serving
14 President Pro Tempore ceases to be a member of the Senate for
15 any reason, the member of the Senate elected to the
16 Legislative Council with the longest service as a member of
17 the Senate shall serve as President Pro Tempore until the
18 Senate elects a President Pro Tempore.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. (a) If the senator who is serving as the
21 President Pro Tempore of the Senate on the date of the general
22 election at which members of the Senate are elected to
23 four-year terms is reelected to the Senate, the senator shall
24 continue to serve as President Pro Tempore of the Senate until
25 a successor President Pro Tempore is selected pursuant to
26 Section 48.01 of the Official ReCompilation of the
27 Constitution of Alabama of 1901, as amended.

1 (b) If the senator serving as President Pro Tempore
2 of the Senate ceases to be a member of the Senate for any
3 reason prior to election of a President Pro Tempore pursuant
4 to Section 48.01 of the Official Recompilation of the
5 Constitution of Alabama of 1901, as amended, then the member
6 of the Senate elected to the Legislative Council with the
7 longest service as a member of the Senate shall serve as the
8 President Pro Tempore until a successor President Pro Tempore
9 is elected pursuant to Section 48.01 of the Official
10 Recompilation of the Constitution of Alabama of 1901, as
11 amended.

12 (c) When a member of the Senate is serving as
13 President Pro Tempore pursuant to subsection (b), for purposes
14 of Section 48.01 of the Official Recompilation of the
15 Constitution of Alabama of 1901, as amended, only, there is a
16 vacancy in the office of President Pro Tempore that may be
17 filled by election of the Senate.

18 Section 2. This act shall become effective
19 immediately following its passage and approval by the
20 Governor, or its otherwise becoming law.