

1 SB493
2 118151-1
3 By Senators Beason and Mitchem
4 RFD: Finance and Taxation General Fund
5 First Read: 03-MAR-10

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8 SYNOPSIS: This bill would create an additional
9 circuit judgeship, designated circuit judgeship
10 number 3, in the Forty-first Judicial Circuit,
11 comprised of Blount County. The bill would provide
12 that the initial circuit judgeship would be filled
13 by election at the general election in 2012. The
14 bill would make an appropriation from the State
15 General Fund to fund the judgeship.

16
17 A BILL
18 TO BE ENTITLED
19 AN ACT

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21 To create an additional circuit judgeship in the
22 Forty-first Judicial Circuit; to provide for the election of
23 the first judge to fill the position at the general election
24 in 2012; and to provide for an appropriation from the State
25 General Fund to fund the additional judgeship.

26 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. There is created an additional circuit
2 judgeship for the Forty-first Judicial Circuit which shall be
3 designated judgeship number 2. This judgeship shall be filled
4 by election at the general election in 2012 following its
5 preclearance under Section 5 of the Voting Rights Act of 1965,
6 42 U.S.C. § 1973c. The first judge elected pursuant to this
7 section shall serve for a six-year term, holding office from
8 the first Monday following the second Tuesday in January after
9 the general election at which that judge is elected.

10 Section 2. The judge elected as provided in Section
11 1 shall have and shall exercise all the jurisdiction, power,
12 rights, and authority and shall possess all of the
13 qualifications, perform all of the duties, and shall be
14 subject to all of the responsibilities and duties of the
15 office to which other circuit judges are subject.

16 Section 3. The annual compensation of the circuit
17 judge appointed or elected pursuant to this act shall be in
18 accordance with Chapter 10A, Title 12, Code of Alabama 1975,
19 including, but not limited to, the provisions that no circuit
20 judge first elected or appointed to office after October 1,
21 2001, shall be provided a salary supplement or expense
22 allowance.

23 Section 4. There is hereby appropriated from the
24 State General Fund such additional funds as may be required,
25 as determined by the Director of Finance, to fully fund the
26 additional judgeship provided for by this act for the fiscal
27 year the judgeship is filled pursuant to this act.

1 Section 5. This act shall become effective
2 immediately following its passage and approval by the
3 Governor, or its otherwise becoming law.