

1 HB364
2 126434-1
3 By Representatives Kennedy and Buskey (N & P)
4 RFD: Mobile County Legislation
5 First Read: 29-MAR-11

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to the Mobile County Commission; to provide
14 for the number and districts for the election of the members
15 of the county commission; and to provide a referendum on this
16 act.

17 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

18 Section 1. Effective for the election of the Mobile
19 County Commission after the effective date of this act, the
20 Mobile County Commission shall be composed of five members
21 elected from single-member districts. The initial districts
22 for the election of the commissioners shall be the same as the
23 districts provided on the effective date of this act for the
24 election of the Mobile County Board of School Commissioners.
25 Districts for the election of the commissioners thereafter
26 shall be the same as provided for the election of the Mobile
27 County Board of School Commissioners unless the commission

1 districts are reapportioned by the commission pursuant to
2 Section 11-3-1.1 of the Code of Alabama 1975. Members of the
3 county commission shall be bona fide residents of the district
4 from which elected at least 90 days prior to qualifying as a
5 candidate for election and during his or her tenure in office.

6 Section 2. All laws or parts of laws which conflict
7 with this act are repealed. Act 181, 1957 Regular Session
8 (Acts 1957, p. 233), is specifically repealed.

9 Section 3. Sections 1 and 2 of this act shall become
10 operative only if approved by a majority of the qualified
11 electors of Mobile County who vote in an election to be held
12 on the day designated by the judge of probate. The notice of
13 the election shall be given by the judge of probate, and the
14 election shall be held, conducted, and the results canvassed
15 in the manner as other county elections. The election shall be
16 held in conjunction with the next regularly scheduled state or
17 local election to be held in the county. The question shall
18 be, "Do you favor the adoption of Act No. __ of the 2011
19 Regular Session of the Alabama Legislature providing for the
20 election of county commission to be composed of five county
21 commissioners elected from single-member districts? Yes () No
22 ()." The county shall pay any costs and expenses not
23 otherwise reimbursed by a governmental agency which are
24 incidental to the election. If a majority of the votes cast in
25 the election are "Yes," Sections 1 and 2 of this act shall
26 become operative immediately. If the majority of the votes are
27 "No," this act shall be repealed and shall have no further

1 effect. The Judge of Probate of Mobile County shall certify
2 the results of the election to the Secretary of State.

3 Section 4. This act shall become effective
4 immediately following its passage and approval by the
5 Governor, or its otherwise becoming law.