

1 HB489
2 128712-1
3 By Representative Oden (Constitutional Amendment)
4 RFD: Education Policy
5 First Read: 12-APR-11

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8 SYNOPSIS: Under existing law some county and city
9 superintendents of education may be elected.

10 This bill would propose an amendment to the
11 Constitution of Alabama of 1901, to require all
12 county and city superintendents of education to be
13 appointed by their boards of education and to
14 repeal conflicting laws regarding compensation and
15 expense reimbursement.

16
17 A BILL
18 TO BE ENTITLED
19 AN ACT
20

21 Proposing an amendment to the Constitution of
22 Alabama of 1901, requiring all county and city superintendents
23 of education to be appointed by their boards of education; and
24 repealing conflicting laws.

25 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

26 Section 1. The following amendment to the
27 Constitution of Alabama of 1901, as amended, is proposed and

1 shall become valid as a part thereof when approved by a
2 majority of the qualified electors voting thereon and in
3 accordance with Sections 284, 285, and 287 of the Constitution
4 of Alabama of 1901, as amended:

5 PROPOSED AMENDMENT

6 (a) Each county and city board of education shall
7 appoint the county or city superintendent of education
8 pursuant to the general law of the state.

9 (b) This proposed amendment shall apply at the
10 expiration of the term of office of any county or city
11 superintendent of education serving on the date of
12 ratification of this amendment or upon any vacancy occurring
13 in the office of the county or city superintendent of
14 education before the expiration of his or her term of office.

15 (c) Any provision of this constitution and all laws
16 or parts of laws which conflict with this amendment are
17 repealed upon ratification of this amendment.

18 Section 2. An election upon the proposed amendment
19 shall be held in accordance with Sections 284 and 285 of the
20 Constitution of Alabama of 1901, now appearing as Sections 284
21 and 285 of the Official Recompilation of the Constitution of
22 Alabama of 1901, as amended, and the election laws of this
23 state.

24 Section 3. The appropriate election official shall
25 assign a ballot number for the proposed constitutional
26 amendment on the election ballot and shall set forth the

1 following description of the substance or subject matter of
2 the proposed constitutional amendment:

3 "Proposing an amendment to the Constitution of
4 Alabama of 1901, to require all county and city
5 superintendents of education to be appointed by their boards
6 of education and to repeal conflicting laws.

7 "Proposed by Act _____."

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

10 "Yes () No ()."