

1 HB247
2 136227-1
3 By Representative Love
4 RFD: State Government
5 First Read: 09-FEB-12

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8 SYNOPSIS: Under existing law, the Director of
9 Transportation, subject to the provisions of the
10 state Merit System law, may appoint not more than
11 five assistant counsel as may be necessary to
12 transact the legal business of the State Department
13 of Transportation.

14 This bill would allow the director to
15 appoint, subject to the provisions of the state
16 Merit System law, assistant counsel as may be
17 necessary to transact the legal business of the
18 department.

19
20 A BILL
21 TO BE ENTITLED
22 AN ACT
23

24 To amend Section 23-1-26, Code of Alabama 1975, to
25 allow the Director of Transportation to appoint additional
26 assistant counsel to transact the business of the department.
27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. Section 23-1-26, Code of Alabama 1975, is
2 amended to read as follows:

3 "§23-1-26.

4 "The Director of Transportation, with the approval
5 of the Attorney General, ~~shall be authorized,~~ and subject to
6 ~~the provisions of~~ the state Merit System law, ~~to~~ may appoint
7 ~~not more than five~~ assistant counsel as may be necessary to
8 transact the legal business of the ~~State~~ Department of
9 Transportation. The chief counsel and the assistant counsel
10 shall each be commissioned as assistant attorneys general and
11 take the oath required of other assistants of the Attorney
12 General. The chief counsel and the assistant counsel and their
13 stenographic and clerical assistants shall constitute the
14 legal division of the ~~State~~ Department of Transportation."

15 Section 2. This act shall become effective
16 immediately following its passage and approval by the
17 Governor, or its otherwise becoming law.