

1 SB102
2 134838-2
3 By Senator Coleman (N & P)
4 RFD: Local Legislation No. 2
5 First Read: 07-FEB-12
6 PFD: 01/27/2012

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to the City of Birmingham; to amend Section
14 5 of Act 2001-224 of the 2001 Regular Session (Acts 2001, p.
15 261), the Lewis Spratt Act; to further provide for when the
16 members shall assume office on the Birmingham City Board of
17 Education.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. Section 5 of Act 2001-224 of the 2001
20 Regular Session (Acts 2001, p. 261), is amended to read as
21 follows:

22 "Section 5. (a) The Birmingham City Council shall
23 take necessary steps to ensure that this act complies with the
24 Federal Voting Rights Act of 1965, as amended.

1 "(b) The election will be called to coincide with
2 the next mayoral election after final approval of this act by
3 the United States Department of Justice.

4 "(c) The initial election and the initial runoff
5 election, if necessary, and all subsequent elections held
6 pursuant to this act shall be conducted, the vote canvassed,
7 and the results declared in the same manner as provided for
8 the election of members of the city council, unless otherwise
9 required in this act.

10 "(d) The initial elected members of the board of
11 education shall assume office immediately upon the
12 certification of the election results and shall serve initial
13 terms of office which shall expire at the same prescribed time
14 as the expiration of the corresponding terms of office of the
15 then current city council members. Thereafter, all members of
16 the board shall be elected at the same time, in the same
17 manner, assume office ~~at the same time~~ on the fourth Tuesday
18 in October after their election, and serve the same term of
19 office as the members of the Birmingham City Council."

20 Section 2. This act shall become effective on the
21 first day of the third month following its passage and
22 approval by the Governor, or its otherwise becoming law.