

1 HB358
2 166329-1
3 By Representative Grimsley (Constitutional Amendment)
4 RFD: Judiciary
5 First Read: 31-MAR-15

2
3
4
5
6
7
8 SYNOPSIS: Currently, the Constitution of Alabama of
9 1901, provides that no person may be elected or
10 appointed to a judicial office after reaching the
11 age of 70 years.

12 This bill would provide that a person who is
13 not over the age of 72 when qualifying for election
14 and a person who is not over the age of 72 at the
15 time of appointment may be appointed to the office
16 of Judge of Probate of Henry County and may be
17 elected to the office of Judge of Probate of Henry
18 County.

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

24 To provide that a person who is not over the age of
25 72 at the time of qualifying or appointment may be elected or
26 appointed to the office of Judge of Probate of Henry County.

27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. The following amendment to the
2 Constitution of Alabama of 1901, is proposed and shall become
3 valid as a part of the Constitution when all requirements of
4 this act are fulfilled:

5 PROPOSED AMENDMENT

6 Notwithstanding the provision of Section 6.16, as
7 added by Amendment 328 to the Constitution of Alabama of 1901,
8 now appearing as Section 155 of the Official Recompilation of
9 the Constitution of Alabama of 1901, as amended, a person who
10 is not over the age of 72 at the beginning time of qualifying
11 for election, or at the time of his or her appointment, may be
12 elected or appointed to the office of Judge of Probate of
13 Henry County.

14 Section 2. An election upon the proposed amendment
15 shall be held in accordance with Amendment 555 to the
16 Constitution of Alabama of 1901, now appearing as Section
17 284.01 of the Official Recompilation of the Constitution of
18 Alabama of 1901, as amended, and the election laws of this
19 state.

20 Section 3. The appropriate election official shall
21 assign a ballot number for the proposed constitutional
22 amendment on the election ballot and shall set forth the
23 following description of the substance or subject matter of
24 the proposed constitutional amendment:

25 "Relating to Henry County, proposing an amendment to
26 the Constitution of Alabama of 1901, to provide that a person
27 who is not over the age of 72 at the time of qualifying or

1 appointment may be elected or appointed to the office of Judge
2 of Probate of Henry County.

3 "Proposed by Act _____"

4 This description shall be followed by the following
5 language:

6 "Yes () No ()."