

1 SB469
2 168313-1
3 By Senator Chambliss (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 12-MAY-15

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8 SYNOPSIS: This bill would propose an amendment to
9 Amendment 626 to the Constitution of Alabama of
10 1901, now appearing as Section 3, Local Amendments,
11 Autauga County, Official Recompilation of the
12 Constitution of Alabama of 1901, as amended, to
13 prohibit the Sheriff of Autauga County from
14 participating in the supernumerary program of the
15 county and to allow the sheriff to elect to
16 participate in the Employees' Retirement System.

17
18 A BILL
19 TO BE ENTITLED
20 AN ACT

21
22 Proposing an amendment to Amendment 626 to the
23 Constitution of Alabama of 1901, now appearing as Section 3,
24 Local Amendments, Autauga County, Official Recompilation of
25 the Constitution of Alabama of 1901, as amended, prohibit the
26 Sheriff of Autauga County from participating in the

1 supernumerary program of the county and to allow the sheriff
2 to elect to participate in the Employees' Retirement System.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. The following amendment to Amendment 626
5 to the Constitution of Alabama of 1901, now appearing as
6 Section 3, Local Amendments, Autauga County, Official
7 Recompilation of the Constitution of Alabama of 1901, as
8 amended, is proposed and shall become valid as a part of the
9 Constitution when all requirements of this act are fulfilled:

10 PROPOSED AMENDMENT

11 Amendment 626 to the Constitution of Alabama of
12 1901, now appearing as Section 3, Local Amendments, Autauga
13 County, Official Recompilation of the Constitution of Alabama
14 of 1901, as amended, is amended to read as follows:

15 "Amendment 626.

16 "(a) For the purposes of this amendment, the words
17 "elected or appointed Autauga County official" shall mean any
18 person holding an office that entitles the person to
19 participate in a supernumerary program or any person appointed
20 to serve the remaining term of an elected or appointed county
21 official.

22 "(b) An elected or appointed Autauga County official
23 may not assume a supernumerary office after ~~the effective date~~
24 ~~of this amendment~~ January 6, 1999. Any person who, on ~~the~~
25 ~~effective date of this amendment~~ January 6, 1999, is entitled
26 to participate in that supernumerary program, may continue to
27 participate in that supernumerary program, which shall include

1 the assumption of a supernumerary office according to the
2 terms and conditions of the law which established that
3 supernumerary program. Every elected or appointed Autauga
4 County official may participate in the Employees' Retirement
5 System of Alabama upon the same terms and conditions as may be
6 specified by law for any other employee in the same retirement
7 system. Elected or appointed Autauga County officials holding
8 office ~~at the time of the ratification of this amendment on~~
9 January 6, 1999, shall be eligible to purchase service credit
10 in the Employees' Retirement System for the time the official
11 has served in the current office; provided, however, the
12 official shall forego the assumption of a supernumerary office
13 and must make the election within one year of ~~the effective~~
14 ~~date of this amendment~~ January 6, 1999.

15 "(c) (1) A Sheriff of Autauga County first elected
16 after the effective date of this amendment may not participate
17 in a supernumerary program and may participate in the
18 Employees' Retirement System of Alabama upon the same terms
19 and conditions as may be specified by law for any other
20 employee in the same retirement system. The Sheriff of Autauga
21 County holding office at the time of the ratification of this
22 amendment shall be eligible to purchase service credit in the
23 Employees' Retirement System for the time he or she has served
24 as sheriff. The sheriff shall forego the assumption of a
25 supernumerary office and shall make the election within one
26 year after the ratification date of this amendment.

1 "(2) The county governing body may negotiate the
2 terms of any contract with a sheriff who is eligible to
3 participate in the Employees' Retirement System pursuant to
4 this subsection."

5 Section 2. An election upon the proposed amendment
6 shall be held in accordance with Amendment 555 to the
7 Constitution of Alabama of 1901, now appearing as Section
8 284.01 of the Official Recompilation of the Constitution of
9 Alabama of 1901, as amended, and the election laws of this
10 state.

11 Section 3. The appropriate election official shall
12 assign a ballot number for the proposed constitutional
13 amendment on the election ballot and shall set forth the
14 following description of the substance or subject matter of
15 the proposed constitutional amendment:

16 "Relating to Autauga County, proposing an amendment
17 to Amendment 626 to the Constitution of Alabama of 1901, now
18 appearing as Section 3, Local Amendments, Autauga County,
19 Official Recompilation of the Constitution of Alabama of 1901,
20 as amended, to prohibit the Sheriff of Autauga County from
21 participating in the supernumerary program of the county and
22 to allow the sheriff to elect to participate in the Employees'
23 Retirement System.

24 "Proposed by Act _____"

25 This description shall be followed by the following
26 language:

27 "Yes () No ()."

