

1 HB76
2 173195-1
3 By Representative Gaston (Constitutional Amendment)
4 RFD: Constitution, Campaigns and Elections
5 First Read: 02-FEB-16

2
3
4
5
6
7
8 SYNOPSIS:

9 Under existing law, maximum age restrictions
10 exist on the appointment or election of certain
11 appointed and elected officials by constitution or
12 by a general statutory provision.

13 This bill would propose an amendment to the
14 Constitution of Alabama of 1901, to repeal any
15 maximum age restriction on the appointment,
16 election, or service of any elected or appointed
17 official and would prohibit the Legislature from
18 enacting any law with a maximum age limitation on
19 the appointment, election, or service of an
20 appointed or elected official.

21
22 A BILL
23 TO BE ENTITLED
24 AN ACT

25
26 To propose an amendment to the Constitution of
27 Alabama of 1901, as amended, to repeal any existing age

1 restriction on the appointment, election, or service of an
2 appointed or elected official currently imposed by a provision
3 of the Constitution or other law; and to prohibit the
4 Legislature from enacting any law imposing a maximum age
5 limitation on the appointment, election, or service of an
6 appointed or elected official.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. The following amendment to the
9 Constitution of Alabama of 1901, as amended, is proposed and
10 shall become valid as a part thereof when approved by a
11 majority of the qualified electors voting thereon and in
12 accordance with Sections 284, 285, and 287 of the Constitution
13 of Alabama of 1901, as amended:

14 PROPOSED AMENDMENT

15 1. Any provision of the constitution or other law
16 that imposes a maximum age restriction for the appointment,
17 election, or service of an appointed or elected official is
18 repealed.

19 2. The Legislature may not enact any law imposing a
20 maximum age restriction for the appointment, election, or
21 service of any appointed or elected official.

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

1 Section 3. The appropriate election official shall
2 assign a ballot number for the proposed constitutional
3 amendment on the election ballot and shall set forth the
4 following description of the substance or subject matter of
5 the proposed constitutional amendment:

6 "Proposing an amendment to the Constitution of
7 Alabama of 1901, to repeal any existing age restriction on the
8 appointment, election, or service of an appointed or elected
9 official and to prohibit the Legislature from enacting any law
10 imposing a maximum age limitation on the appointment,
11 election, or service of any appointed or elected official.

12 "Proposed by Act _____."

13 This description shall be followed by the following
14 language:

15 "Yes () No ()."