

1 SB105  
2 181031-1  
3 By Senators Albritton and Orr (Constitutional Amendment)  
4 RFD: Judiciary  
5 First Read: 07-FEB-17

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8 SYNOPSIS: This bill would propose an amendment to  
9 Section 6.10 of Amendment 328 of the Constitution  
10 of Alabama of 1901, now appearing as Section 149 of  
11 the Official Recompilation of the Constitution of  
12 Alabama of 1901, as amended, to provide that the  
13 Director of the Administrative Office of Courts be  
14 appointed by a majority vote of the Justices of the  
15 Alabama Supreme Court and serve a term of 12 years,  
16 and to provide that the director may be removed by  
17 a majority vote of the justices.

18  
19 A BILL  
20 TO BE ENTITLED  
21 AN ACT  
22

23 Proposing an amendment to Section 6.10 of Amendment  
24 328 of the Constitution of Alabama of 1901, now appearing as  
25 Section 149 of the Official Recompilation of the Constitution  
26 of Alabama of 1901, as amended, to provide that the Director  
27 of the Administrative Office of Courts be appointed by a

1 majority vote of the Justices of the Alabama Supreme Court and  
2 serve a term of 12 years, and to provide that the director may  
3 be removed by a majority vote of the justices.

4 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

5 Section 1. The following amendment to Section 6.10  
6 of Amendment 328 of the Constitution of Alabama of 1901, now  
7 appearing as Section 149 of the Official Recompilation of the  
8 Constitution of Alabama of 1901, as amended, is proposed and  
9 shall become valid as a part thereof when approved by a  
10 majority of the qualified electors voting thereon and in  
11 accordance with Sections 284, 285, and 287 of the Constitution  
12 of Alabama of 1901, as amended:

13 PROPOSED AMENDMENT

14 "§6.10.

15 "The chief justice of the supreme court shall be the  
16 administrative head of the judicial system. ~~He shall appoint~~  
17 ~~an administrative director of courts and other needed~~  
18 ~~personnel to assist him with his administrative tasks.~~ The  
19 chief justice may assign appellate justices and judges to any  
20 appellate court for temporary service and trial judges,  
21 supernumerary justices and judges, and retired trial judges  
22 and retired appellate judges for temporary service in any  
23 court. Commencing with the term of office beginning in January  
24 2019, the Director of the Administrative Office of Courts  
25 shall be appointed by a majority vote of the Justices of the  
26 Alabama Supreme Court and shall serve a term of 12 years. The  
27 Director of the Administrative Office of Courts may be removed

1 by a majority vote of the Justices of the Alabama Supreme  
2 Court. Adequate and reasonable financing for the entire  
3 unified judicial system shall be provided. Adequate and  
4 reasonable appropriations shall be made by the legislature for  
5 the entire unified judicial system, exclusive of probate  
6 courts and municipal courts. The legislature shall receive  
7 recommendations for appropriations for the trial courts from  
8 the administrative director of courts and for the appellate  
9 courts from each such court."

10 Section 2. An election upon the proposed amendment  
11 shall be held in accordance with Sections 284 and 285 of the  
12 Constitution of Alabama of 1901, now appearing as Sections 284  
13 and 285 of the Official Recompilation of the Constitution of  
14 Alabama of 1901, as amended, and the election laws of this  
15 state.

16 Section 3. The appropriate election official shall  
17 assign a ballot number for the proposed constitutional  
18 amendment on the election ballot and shall set forth the  
19 following description of the substance or subject matter of  
20 the proposed constitutional amendment:

21 "Proposing an amendment to Section 6.10 of Amendment  
22 328 of the Constitution of Alabama of 1901, now appearing as  
23 Section 149 of the Official Recompilation of the Constitution  
24 of Alabama of 1901, as amended, to provide that the Director  
25 of the Administrative Office of Courts be appointed by a  
26 majority vote of the Justices of the Alabama Supreme Court and  
27 serve a term of 12 years, and to provide that the director may

1 be removed by a majority vote of the Justices of the Alabama  
2 Supreme Court.

3 "Proposed by Act \_\_\_\_\_."

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

6 "Yes ( ) No ( )."