

1 HB602  
2 197171-2  
3 By Representatives Rich, Kitchens, Standridge, Shedd and  
4 Stadthagen (Constitutional Amendment)  
5 RFD: Local Legislation  
6 First Read: 14-MAY-19

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8 SYNOPSIS: This bill would propose a local  
9 constitutional amendment relating to Marshall  
10 County to provide that all allowances or amounts  
11 received by the Sheriff of Marshall County for  
12 feeding prisoners would be deposited in a special  
13 account and used for feeding prisoners in the  
14 county jail and any excess would be authorized to  
15 be used by the sheriff for law enforcement  
16 purposes.

17  
18 A BILL  
19 TO BE ENTITLED  
20 AN ACT  
21

22 To propose an amendment to the Constitution of  
23 Alabama of 1901, relating to Marshall County, to provide that  
24 all allowances received by the sheriff for feeding prisoners  
25 would be deposited in a special account and used for feeding  
26 of prisoners in the county jail and that any excess in the

1 fund would be authorized to be used for law enforcement  
2 purposes by the sheriff.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

8 PROPOSED AMENDMENT

9 Effective immediately upon ratification of this  
10 amendment, any allowances or other amounts received by the  
11 Sheriff of Marshall County for feeding prisoners shall be  
12 deposited in a separate account in the county treasury to be  
13 known as the "Sheriff's Discretionary Fund" and shall be used  
14 by the sheriff for the feeding of prisoners in the county  
15 jail. Any funds in the Sheriff's Discretionary Fund over the  
16 amounts needed for feeding prisoners may be used by the  
17 sheriff for law enforcement purposes and for the operation of  
18 the office of the sheriff. Any funds in the Sheriff's  
19 Discretionary Fund shall be carried over from year to year. In  
20 the event additional amounts are needed by the sheriff for the  
21 feeding of prisoners, the amounts shall be paid by the sheriff  
22 from any other discretionary funds available for the operation  
23 of the office of the sheriff. The sheriff shall not be subject  
24 to the competitive bid law for the purchase of food or  
25 supplies used for feeding prisoners in the county jail.

26 Section 2. An election upon the proposed amendment  
27 shall be held at the primary election in 2020 in accordance

1 with Sections 284 and 284.01 of the Constitution of Alabama of  
2 1901, now appearing as Sections 284 and 284.01 of the Official  
3 Recompilation of the Constitution of Alabama of 1901, as  
4 amended, and the election laws of this state.

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

10 "Relating to Marshall County, proposing an amendment  
11 to the Constitution of Alabama of 1901, to provide that,  
12 effective immediately upon ratification of this amendment, all  
13 allowances or amounts received by the sheriff for feeding  
14 prisoners would be deposited in a special account and used for  
15 feeding prisoners in the county jail and any excess in the  
16 fund would be authorized to be used for law enforcement  
17 purposes by the sheriff.

18 "Proposed by Act \_\_\_\_\_"

19 This description shall be followed by the following  
20 language:

21 "Yes ( ) No ( )."