

1 SB310
2 199435-2
3 By Senator Beasley (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 18-APR-19

1 SB310

2
3
4 ENROLLED, An Act,

5 Proposing an amendment to the Constitution of
6 Alabama of 1901, to provide that certain elected public
7 officials in Barbour County may participate in the Employees'
8 Retirement System in lieu of participating in a supernumerary
9 program or system.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

15 PROPOSED AMENDMENT

16 No person elected or appointed Sheriff of Barbour
17 County, or any elected or appointed Barbour County official,
18 may assume a supernumerary office after the effective date of
19 this amendment. Any person who, on the effective date of this
20 amendment, is entitled to participate in a supernumerary
21 program may continue to participate in that supernumerary
22 program, which shall include the assumption of a supernumerary
23 office according to the terms and conditions of the law which
24 established that supernumerary program. Every sheriff or other
25 elected or appointed Barbour County official may participate

1 in the Employees' Retirement System of Alabama upon the same
2 terms and conditions as may be specified by law for any other
3 employee in the same retirement system. Barbour County
4 officials holding office at the time of the ratification of
5 this amendment shall be eligible to purchase service credit in
6 the Employees' Retirement System for the time the official has
7 served in the current office. No person may participate in
8 both a supernumerary program and the Employees' Retirement
9 System based on the same service. For the purposes of this
10 amendment, the words "elected or appointed county official"
11 include any person appointed to serve the remaining term of an
12 elected or appointed county official, but shall not include a
13 judge, district attorney, constable, legislator, school board
14 member, or any official elected from a judicial circuit.

15 Section 2. An election upon the proposed amendment
16 shall be held in accordance with Section 284 and Section
17 284.01 of the Constitution of Alabama of 1901, and the
18 election laws of this state.

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

24 "Relating to Barbour County, proposing an amendment
25 to the Constitution of Alabama of 1901, to phase out the

1 supernumerary system for certain elected county officials and
2 allow them to participate in the Employees' Retirement System.

3 Proposed by Act _____"

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

6 "Yes () No ()."

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB310

Senate 02-MAY-19

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris,
Secretary.

House of Representatives
Passed: 14-MAY-19

By: Senator Beasley