

1 SB339
2 207144-2
3 By Senator Reed (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 04-MAY-20

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

10
11 Proposing an amendment to the Constitution of
12 Alabama of 1901, relating to Walker County, to provide that
13 the elected or appointed Walker County officials, including
14 the Sheriff of Walker County may participate in the Employees'
15 Retirement System in lieu of participating in a supernumerary
16 program or system.

17 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

18 Section 1. The following amendment to the
19 Constitution of Alabama of 1901, is proposed and shall become
20 valid as a part of the Constitution when all requirements of
21 this act are fulfilled:

22 PROPOSED AMENDMENT

23 (a) No elected or appointed Walker County official,
24 including the sheriff, may assume a supernumerary office after
25 the effective date of this amendment. Any person who, on the
26 effective date of this amendment, is participating in a
27 supernumerary program as a supernumerary sheriff shall not

1 continue to participate in that supernumerary program, and may
2 purchase service credit in the Employees' Retirement System
3 for the time the official served in office. Any person who, on
4 the effective date of this amendment, is participating in a
5 supernumerary program other than serving as a supernumerary
6 sheriff may continue to participate in that supernumerary
7 program, which shall include the assumption of a supernumerary
8 office according to the terms and conditions of the law which
9 established that supernumerary program. Every elected or
10 appointed Walker County official, including the sheriff, may
11 participate in the Employees' Retirement System of Alabama
12 upon the same terms and conditions as may be specified by law
13 for any other employee in the same retirement system. Walker
14 County officials holding office at the time of ratification of
15 this amendment shall be eligible to purchase service credit in
16 the Employees' Retirement System for the time the official has
17 served in the current office; provided, however, the official
18 shall forego the assumption of a supernumerary office.

19 (b) For purposes of this amendment, "elected or
20 appointed Walker County official" does not include a judge,
21 district attorney, legislator, constable, school board member,
22 or any official elected from a judicial circuit.

23 Section 2. An election upon the proposed amendment
24 shall be held in accordance with Amendment 555 to the
25 Constitution of Alabama of 1901, now appearing as Section
26 284.01 of the Official Recompilation of the Constitution of

1 Alabama of 1901, as amended, and the election laws of this
2 state.

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

8 "Relating to Walker County, proposing an amendment
9 to the Constitution of Alabama of 1901, to provide that
10 elected and appointed officials in Walker County may
11 participate in the Employees' Retirement System in lieu of
12 participating in a supernumerary program or system.

13 "Proposed by Act _____."

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

16 "Yes () No ()."

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Senate

Read for the first time and referred to the Senate
committee on Local Legislation..... 04-MAY-20

Read for the second time and placed on the calen-
dar..... 05-MAY-20

Read for the third time and passed as amended 06-MAY-20

Yeas 30
Nays 0

Patrick Harris,
Secretary.