

1 SB38
2 216691-3
3 By Senator Jones (Constitutional Amendment)
4 RFD: Governmental Affairs
5 First Read: 11-JAN-22
6 PFD: 01/10/2022

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT
10

11 To propose an amendment to the Constitution of
12 Alabama of 1901, to merge the Office of State Auditor into the
13 Office to the State Treasurer upon the expiration of the term
14 of Office of the State Auditor in January 2031.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. The following amendment to the
17 Constitution of Alabama of 1901, as amended, is proposed and
18 shall become valid as a part thereof when approved by a
19 majority of the qualified electors voting thereon and in
20 accordance with Sections 284, 285, and 287 of the Constitution
21 of Alabama of 1901, as amended:

22 PROPOSED AMENDMENT

23 The Office of State Auditor shall be merged into the
24 Office of the State Treasurer upon the expiration of the term
25 of office. No person shall be elected to the office as State
26 Auditor for any term commencing after the expiration of the
27 term of office in January 2031. After the expiration of that

1 term of office, the separate Office of State Auditor is
2 abolished and any reference to State Auditor in the this
3 Constitution, any amendment thereto, or any other law, rule,
4 or regulation shall be deemed to be a reference to the Office
5 of the State Treasurer. Upon the merger of the Office of State
6 Auditor, the functions, duties, and responsibilities which the
7 State Auditor was previously responsible for shall be
8 performed by the State Treasurer.

9 Upon ratification of this constitutional amendment
10 and contingent upon the ratification of the Constitution of
11 Alabama of 2022, the Code Commissioner shall number and place
12 this amendment as appropriate in the constitution based upon a
13 logical sequence and the particular subject or topic of the
14 amendment. In this amendment, the Code Commissioner may change
15 capitalization, spelling, and punctuation for the purpose of
16 style and uniformity; correct manifest grammatical, clerical,
17 and typographical errors; and correct incorrect
18 cross-references. When publishing the Constitution of Alabama
19 of 2022, as amended, the Code Commissioner may omit this
20 instructional paragraph.

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

25 Section 3. The appropriate election official shall
26 assign a ballot number for the proposed constitutional
27 amendment on the election ballot and shall set forth the

1 following description of the substance or subject matter of
2 the proposed constitutional amendment:

3 "Proposing an amendment to the Constitution of
4 Alabama of 1901, to merge the Office of State Auditor into the
5 Office of the State Treasurer upon expiration of the term of
6 Office of the State Auditor in January 2031.

7 "Proposed by Act _____."

8 This description shall be followed by the following
9 language:

10 "Yes () No ()."

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Senate

Read for the first time and referred to the Senate
committee on Governmental Affairs..... 11-JAN-22

Read for the second time and placed on the calen-
dar with 1 substitute and..... 01-MAR-22

Read for the third time and passed as amended 30-MAR-22

Yeas 32
Nays 1
Abstaining 1

Patrick Harris,
Secretary.