

**SB23 ENROLLED**



1 KHX055-2  
2 By Senator Albritton  
3 RFD: Finance and Taxation General Fund  
4 First Read: 07-Mar-23  
5 PFD: 23-Feb-23  
6 2023 Regular Session



## SB23 Enrolled

1 Enrolled, An Act,

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4 SYNOPSIS:

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A BILL

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TO BE ENACTED

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AN ACT

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9 To amend Section 12-17-81 of the Code of Alabama 1975,  
10 to further provide for the salary of all circuit clerks in the  
11 Unified Judicial System based on the pay plan adopted by the  
12 personnel system of the Unified Judicial System.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. Section 12-17-81 of the Code of Alabama  
15 1975, is amended to read as follows:

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17 "§12-17-81

18 (a) For the purposes of this section, the following  
19 terms shall have the following meanings:

20 (1) ANNIVERSARY DATE. Annually, the first Monday after  
21 the second Tuesday in January.

22 (2) CIRCUIT CLERKS. All circuit clerks in the Unified  
23 Judicial System and the Deputy Circuit Clerk of the Bessemer  
24 Division in the Tenth Judicial Circuit.

25 ~~(2)~~ (3) PAY PLAN. The pay plan adopted by the Unified  
26 Judicial System personnel system, or its successor entity,  
27 providing the pay range with steps, as the same may be amended  
28 from time to time.

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29           ~~(3)~~ (4) STATE SALARY. The annual salary of circuit  
30 clerks and district clerks payable from the State Treasury.

31           ~~(b) Effective January 18, 1999, the annual salary of~~  
32 ~~circuit clerks and district clerks, who first take office by~~  
33 ~~appointment or election on or after January 18, 1999, payable~~  
34 ~~from the State Treasury shall be fixed at step one of the pay~~  
35 ~~plan for Assistant Clerk of the Court of Criminal Appeals.~~  
36 ~~Thereafter, the state salary of circuit clerks and district~~  
37 ~~clerks shall be increased annually, on the anniversary date,~~  
38 ~~by one step on the pay plan until the maximum step authorized~~  
39 ~~by the pay plan is reached. This section shall not diminish~~  
40 ~~any local supplement currently provided to any circuit clerk~~  
41 ~~or district clerk pursuant to any general or local act;~~  
42 ~~provided further that nothing in this section as amended by~~  
43 ~~Act 98-301 of the 1998 Regular Session shall serve to increase~~  
44 ~~any local supplement in effect on July 1, 1998. In no event~~  
45 ~~shall the annual state salary of any circuit clerk or district~~  
46 ~~clerk be diminished by this section.~~

47           ~~(c) Effective January 18, 1999, the state salary~~  
48 ~~payable to circuit clerks and district clerks, who are already~~  
49 ~~-serving in office on that date and who have not more than six~~  
50 ~~years of service, shall be an amount equal to step five of the~~  
51 ~~pay plan for Assistant Clerk of the Court of Criminal Appeals.~~  
52 ~~The state salary shall be increased on January 17, 2000, or on~~  
53 ~~the anniversary date of creditable service, to step six of the~~  
54 ~~pay plan. Beginning on the anniversary date in the year 2002,~~  
55 ~~and annually thereafter, the state salary shall be increased~~  
56 ~~in an amount equal to one step in the pay plan until the~~



57 ~~maximum step authorized by the pay plan is reached.~~

58 ~~(d) Effective January 18, 1999, the state salary~~  
59 ~~payable to circuit clerks and district clerks, who are in~~  
60 ~~office on that date and who have not less than six and not~~  
61 ~~more than 12 years of service, shall be an amount equal to~~  
62 ~~fifty-four thousand dollars (\$54,000), plus one-third of the~~  
63 ~~difference between fifty-four thousand dollars (\$54,000) and~~  
64 ~~step 12 of the pay plan for Assistant Clerk of the Court of~~  
65 ~~Criminal Appeals. The state salary shall be increased on~~  
66 ~~January 17, 2000, to an amount equal to fifty-four thousand~~  
67 ~~dollars (\$54,000), plus two-thirds of the difference between~~  
68 ~~fifty-four thousand dollars (\$54,000) and step 12 of the pay~~  
69 ~~plan. The state salary shall be increased on January 15, 2001,~~  
70 ~~or on the anniversary date of creditable service, to an amount~~  
71 ~~equal to step 12 of the pay plan. Beginning on the anniversary~~  
72 ~~date in the year 2002, and annually thereafter, the state~~  
73 ~~salary shall be increased in an amount equal to one step in~~  
74 ~~the pay plan until the maximum step authorized by the pay plan~~  
75 ~~is reached.~~

76 ~~(e) Effective January 18, 1999, the state salary~~  
77 ~~payable to circuit clerks and district clerks, who are in~~  
78 ~~office on that date and who have more than 12 years of~~  
79 ~~service, shall be an amount equal to fifty-four thousand~~  
80 ~~dollars (\$54,000), plus one-third of the difference between~~  
81 ~~fifty-four thousand dollars (\$54,000) and step 18 of the pay~~  
82 ~~plan for Assistant Clerk of the Court of Criminal Appeals. The~~  
83 ~~state salary shall be increased on January 17, 2000, to an~~  
84 ~~amount equal to fifty-four thousand dollars (\$54,000), plus~~

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85 ~~two-thirds of the difference between fifty-four thousand~~  
86 ~~dollars (\$54,000) and step 18 of the pay plan for Assistant~~  
87 ~~Clerk of the Court of Criminal Appeals. The state salary shall~~  
88 ~~be increased on January 15, 2001, or on the anniversary date~~  
89 ~~of creditable service, to an amount equal to step 18 of the~~  
90 ~~pay plan.~~

91 ~~(f) Notwithstanding the provisions of this section as~~  
92 ~~amended by Act 98-301 of the 1998 Regular Session, no circuit~~  
93 ~~or district clerk shall receive any salary increase for state~~  
94 ~~employees which is enacted to apply effective FY 1999.~~

95 (b) Effective beginning with the term of office  
96 commencing in January 2025, the annual salary of circuit  
97 clerks who first take office by appointment or election on or  
98 after that date payable from the State Treasury shall be fixed  
99 at step one of pay grade 86 of the pay plan and the annual  
100 salary of circuit clerks serving in office prior to that date  
101 and continuing to serve who are receiving a salary in pay  
102 grade 84 shall be fixed at the corresponding step in pay grade  
103 86 of the pay plan. Thereafter, the state salary of circuit  
104 clerks shall be increased annually on the anniversary date, by  
105 one step on the pay plan until the maximum step authorized by  
106 the pay plan is reached.

107 (c) This section shall not diminish any local  
108 supplement provided to a circuit clerk pursuant to any general  
109 or local act in effect on of the effective date of the act  
110 adding this language; provided further that nothing in this  
111 section shall increase any local supplement. In no event shall  
112 the annual state salary of any circuit clerk be diminished by



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113 [this section.](#)"

114           Section 2. This act shall become effective beginning  
115 the next term of circuit clerks beginning in January 2025,  
116 following its passage and approval by the Governor, or its  
117 otherwise becoming law.



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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB23

Senate 06-Apr-23

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

Patrick Harris,  
Secretary.

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House of Representatives

Passed: 25-Apr-23

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By: Senator Albritton