

SB262 INTRODUCED



1 SB262
2 3191VVZ-1
3 By Senator Jones (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 02-Apr-24



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SYNOPSIS:

This bill would propose an amendment to the Constitution of Alabama of 2022, relating to Etowah County, to authorize the Legislature to fix and regulate court costs by general or local law; and to ratify all previously collected court costs.

A BILL
TO BE ENTITLED
AN ACT

To propose an amendment to the Constitution of Alabama of 2022, relating to Etowah County, to amend Section 28-2.00, Constitution of Alabama of 2022; to authorize the Legislature to fix and regulate court costs by general or local law; and to ratify all previously collected court costs.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 2022, is proposed:

PROPOSED AMENDMENT

Section 28-2.00 of the Constitution of Alabama of 2022, is amended to read as follows:

"Section 28-2.00

(a) The ~~legislature~~ Legislature, by general or local



SB262 INTRODUCED

29 law, ~~may by general or local law provide that a trial tax or~~
30 ~~charge on litigation of not more than ... dollars (...)~~ shall
31 ~~be taxed as costs in any case, action, or proceeding hereafter~~
32 ~~filed in the circuit court of~~ fix, regulate, and alter the
33 costs and charges of courts in Etowah county, ~~whether at law~~
34 ~~or in equity, and that a like tax or charge of not more than~~
35 ~~... dollars (...)~~ shall be taxed as cost in any case hereafter
36 ~~filed in the Etowah county court, the proceeds of such tax or~~
37 ~~charge shall be used for establishing, equipping, maintaining~~
38 ~~and operating the public law library in Etowah county~~
39 ~~established pursuant to Act No. 191, H. 596, which became~~
40 ~~effective August 1, 1955 (Acts of Alabama 1955, page 485),~~
41 ~~including the payment of the salaries of the personnel needed~~
42 ~~to operate such library~~ County and provide for their
43 distribution.

44 (b) All court costs and charges collected in Etowah
45 County prior to the ratification of this amendment are hereby
46 ratified, validated, and confirmed."

47 Upon ratification of this constitutional amendment, the
48 Code Commissioner shall number and place this amendment as
49 appropriate in the constitution omitting this instructional
50 paragraph and may make the following nonsubstantive revisions:
51 change capitalization, hierarchy, spelling, and punctuation
52 for purposes of style and uniformity; correct manifest
53 grammatical, clerical, and typographical errors; revise
54 internal or external citations and cross-references; and
55 translate effective dates.

56 END PROPOSED AMENDMENT



SB262 INTRODUCED

57 Section 2. An election upon the proposed amendment
58 shall be held in accordance with Sections 284, 284.01, and 285
59 of the Constitution of Alabama of 2022, and the election laws
60 of this state. The appropriate election official shall assign
61 a ballot number for the proposed constitutional amendment on
62 the election ballot and shall set forth the following
63 description of the substance or subject matter of the proposed
64 constitutional amendment:

65 "Relating to Etowah County, proposing an amendment to
66 the Constitution of Alabama of 2022, to authorize the
67 Legislature to fix and regulate court costs by general or
68 local law; and to ratify all previously collected court costs.

69 Proposed by Act ____."

70 This description shall be followed by the following
71 language:

72 "Yes() No()."

73 Section 3. The proposed amendment shall become valid as
74 part of the Constitution of Alabama of 2022, when approved by
75 a majority of the qualified electors voting thereon.