

SB28 ENROLLED



1 SB28
2 ULTKDGG-2
3 By Senator Chesteen (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 06-Feb-24
6 PFD: 05-Feb-24



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1 Enrolled, An Act,

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3 To propose an amendment to the Constitution of Alabama
4 of 2022, relating to Houston County, to authorize the Houston
5 County Commission to appoint members to the Houston County
6 Health Care Authority Board of Directors; and to further
7 provide for the replacement of members who have completed
8 their six-year term.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

12 PROPOSED AMENDMENT

13 (a) On and after the ratification of this amendment,
14 for any existing vacancy, as vacancies occur, and at the
15 expiration of any term of office of any director, the
16 directors of the board of the Houston County Health Care
17 Authority, or any successor health care authority in Houston
18 County established or reincorporated pursuant to Article 11 of
19 Chapter 21 of Title 22, Code of Alabama 1975, or any other
20 provision of law, who are appointed by the Houston County
21 Commission shall be individuals appointed by the county
22 commission at its discretion and without regard to any
23 individuals nominated by the board. Any member appointed shall
24 be of good moral character and shall never have been convicted
25 of a felony or other offense involving moral turpitude.

26 (b) Any director of the board of the Houston County
27 Health Care Authority who has completed a six-year term as of
28 the ratification of this amendment, whether that director was



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29 appointed or elected by the county commission to serve an
30 additional term or whose term has expired without a successor
31 having been elected or appointed, shall have his or her
32 position on the board immediately vacated and shall be
33 replaced by the county commission no later than 30 days after
34 the ratification of this amendment. Any director who has not
35 completed a six-year term as of the ratification of this
36 amendment may complete his or her term. Upon the expiration of
37 the term, each replacement must reflect the requirements of
38 this amendment.

39 (c) The board of the Houston County Health Care
40 Authority shall amend the governing documents of the authority
41 to reflect the requirements of this amendment.

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

51 END PROPOSED AMENDMENT

52 Section 2. An election upon the proposed amendment
53 shall be held in accordance with Sections 284, 284.01, and 285
54 of the Constitution of Alabama of 2022, and the election laws
55 of this state. The appropriate election official shall assign
56 a ballot number for the proposed constitutional amendment on



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57 the election ballot and shall set forth the following
58 description of the substance or subject matter of the proposed
59 constitutional amendment:

60 "Relating to Houston County, proposing an amendment to
61 the Constitution of Alabama of 2022, to authorize the elected
62 members of the Houston County Commission to appoint members to
63 the Board of Directors of the Houston County Health Care
64 Authority to ensure the public interest of the residents of
65 Houston County.

66 Proposed by Act ____."

67 This description shall be followed by the following
68 language:

69 "Yes() No()."

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



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President and Presiding Officer of the Senate

Speaker of the House of Representatives

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Senate 08-Feb-24

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

Patrick Harris,
Secretary.

House of Representatives

Passed: 14-Feb-24

By: Senator Chesteen