

SB40 INTRODUCED



1 SB40
2 N4R488J-1
3 By Senator Singleton (Constitutional Amendment)
4 RFD: Judiciary
5 First Read: 06-Feb-24



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SYNOPSIS:

Under existing constitutional provisions, all judges must be elected by vote of the electors within the territorial jurisdiction of their respective courts.

This bill would propose an amendment to the Constitution of Alabama of 2022, to provide for the election of associate justices of the Supreme Court and judges of the appellate courts by districts.

A BILL
TO BE ENTITLED
AN ACT

Proposing an amendment to Section 152 of the Constitution of Alabama of 2022, to provide for the election of associate justices of the Supreme Court and judges of the courts of appeals by district.

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 152

(a) ~~All~~ Except as provided in subsection (b), judges



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29 shall be elected by vote of the electors within the
30 territorial jurisdiction of their respective courts.

31 (b) Commencing with the 2026 General Election,
32 associate justices of the Supreme Court and judges of the
33 courts of appeals shall be elected by districts as determined
34 by the Legislature."

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

44 END OF PROPOSED AMENDMENT

45 Section 2. An election upon the proposed amendment
46 shall be held in accordance with Sections 284 and 285 of the
47 Constitution of Alabama of 2022, and the election laws of this
48 state. The appropriate election official shall assign a ballot
49 number for the proposed constitutional amendment on the
50 election ballot and shall set forth the following description
51 of the substance or subject matter of the proposed
52 constitutional amendment:

53 "Proposing an amendment to the Constitution of Alabama
54 of 2022, to amend Section 152, to provide for the election of
55 associate justices of the Supreme Court and judges of the
56 courts of appeals by district.



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57 Proposed by Act ____."

58 This description shall be followed by the following
59 language:

60 "Yes () No()."

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

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