

## HB354 ENROLLED



1 HB354  
2 XD8NQE7-2  
3 By Representative Hill (Constitutional Amendment)  
4 RFD: Ways and Means General Fund  
5 First Read: 27-Feb-25



## HB354 Enrolled

Enrolled, An Act,

Proposing an amendment to Section 160 of the Constitution of Alabama of 2022, to provide that the compensation received by a district attorney may not be diminished during his or her term of office.

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 160 of the Constitution of Alabama of 2022, is amended to read as follows:

#### Section 160

(a) A district attorney for each judicial circuit shall be elected by the qualified electors of those counties in ~~such~~ the circuit. ~~Such~~ The district attorney shall be licensed to practice law in this state and ~~shall~~, at the time of his or ~~her~~ election and during his or her continuance in office, shall reside in his or her circuit. ~~His~~ The term of office shall be for six years. ~~and he~~ He or she shall receive ~~such~~ compensation as provided by law; provided, the compensation shall not be diminished during his or her official term.

Vacancies in the office of district attorney and in his or her staff shall be filled as provided by law.

(b) Clerks of the circuit courts shall be elected by the qualified electors in each county for a term of six years. If the office of register in chancery continues to be provided by law then the clerk of the circuit court may also fill ~~such~~



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29 the office in a manner prescribed by law. Vacancies in the  
30 office of clerk of the circuit court shall be filled by the  
31 judge or judges of the circuit court who have jurisdiction  
32 over the county in which the office of clerk of the circuit  
33 court is located.

34 (c) ~~Persons~~ Individuals elected to the position of  
35 constable to assist the courts of the state as provided by law  
36 shall be subject to the same restrictions, rights, and  
37 limitations as are specified in ~~section~~ Section 280 of the  
38 Constitution of ~~1901~~ Alabama of 2022, and no law shall  
39 prohibit the receipt of fees for the performance of official  
40 duties of ~~said~~ the position while holding any other elected or  
41 appointed office.

42 (d) The revenue from fines, forfeitures, and court  
43 costs produced in district courts from the exercise of  
44 jurisdiction under municipal ordinances shall be apportioned  
45 between the municipality and the state as shall be provided by  
46 law.

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; harmonize  
55 language; and translate effective dates.

56 END OF PROPOSED AMENDMENT



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57           Section 2. An election upon the proposed amendment  
58 shall be held at the statewide primary election on May 26,  
59 2026, in accordance with Sections 284 and 285 of the  
60 Constitution of Alabama of 2022, and the election laws of this  
61 state. The appropriate election official shall assign a ballot  
62 number for the proposed constitutional amendment on the  
63 election ballot and shall set forth the following description  
64 of the substance or subject matter of the proposed  
65 constitutional amendment:

66           "Proposing an amendment to the Constitution of Alabama  
67 of 2022, to provide that the compensation of a district  
68 attorney may not be diminished during his or her term of  
69 office.

70           Proposed by Act \_\_\_\_."

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

73           "Yes( ) No( )."

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



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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and  
was passed by the House 01-Apr-25.

John Treadwell  
Clerk

Senate

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**06-May-25**

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Passed