

- 1 HB394
- 2 CXGF2QQ-1
- 3 By Representatives Lawrence, Morris, Ensler, McClammy,
- 4 Hassell, Sells, Ingram (Constitutional Amendment)
- 5 RFD: Montgomery County Legislation
- 6 First Read: 05-Mar-25



1	
2	
3	
4	SYNOPSIS:
5	This bill would propose an amendment to the
6	Constitution of Alabama of 2022, to authorize the
7	members of the governing body of the City of Montgomery
8	to participate in the Employees' Retirement System of
9	Alabama.
10	
11	
12	A BILL
13	TO BE ENTITLED
14	AN ACT
15	
16	Proposing an amendment to the Constitution of Alabama
17	of 2022, relating to the City of Montgomery, to allow the city
18	council to participate in the Employees' Retirement System of
19	Alabama.
20	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
21	Section 1. The following amendment to the Constitution
22	of Alabama of 2022, is proposed:
23	PROPOSED AMENDMENT
24	The elected or appointed members of the governing body
25	of the City of Montgomery may participate in the Employees'
26	Retirement System of Alabama upon the same terms and
27	conditions as may be specified by law for any other employee
28	in the same retirement system and shall be treated as

HB394 INTRODUCED



employees of the city. A member holding office at the time of the ratification of this amendment may purchase service credit in the Employees' Retirement System of Alabama for the time the official has served as a member. No individual may participate in both a supernumerary program and the Employees' Retirement System of Alabama.

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

44

END PROPOSED AMENDMENT

45 Section 2. An election upon the proposed amendment 46 shall be held in accordance with Sections 284, 284.01, and 285 47 of the Constitution of Alabama of 2022, and the election laws 48 of this state. The appropriate election official shall assign 49 a ballot number for the proposed constitutional amendment on 50 the election ballot and shall set forth the following 51 description of the substance or subject matter of the proposed 52 constitutional amendment:

53 "Proposing an amendment to the Constitution of Alabama 54 of 2022, relating to Montgomery County, to authorize the 55 members of the Montgomery City Council to participate in the 56 Employees' Retirement System of Alabama.



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 part of the Constitution of Alabama of 2022, when approved by 63 a majority of the qualified electors voting thereon.