

## HB450 INTRODUCED



1 HB450  
2 5VL4C66-1  
3 By Representative Underwood (Constitutional Amendment)  
4 RFD: Judiciary  
5 First Read: 18-Mar-25



SYNOPSIS:

Under the Constitution of Alabama of 2022, an individual is not eligible to be elected or appointed to a judicial office after reaching 70 years of age.

This bill would propose an amendment to the Constitution of Alabama of 2022, to provide that an individual is not eligible to be elected or appointed to a judicial office after reaching 75 years of age.

A BILL  
TO BE ENTITLED  
AN ACT

Relating to judges; to propose an amendment to Section 155 of the Constitution of Alabama of 2022, to further provide for eligibility to be elected or appointed as a judge.

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

Section 155

The ~~legislature~~ Legislature shall provide by law for



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the retirement of judges, including supernumerary judges, with such conditions, retirement benefits, and pensions for them and their dependents as it may prescribe. ~~No person~~ An individual shall not be elected or appointed to a judicial office after reaching ~~the age of seventy~~ 75 years of age, provided that a judge over ~~the age of seventy~~ 75 years of age may be appointed to the office of supernumerary judge if he or she is not eligible to receive state judicial retirement benefits.

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

### END OF PROPOSED AMENDMENT

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

"Proposing an amendment to the Constitution of Alabama



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of 2022, to raise the age when an individual is no longer eligible to be elected or appointed to a judicial office from 70 years of age to 75 years of age.

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

This description shall be followed by the following language:

"Yes( ) No( )."

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