

SB310 INTRODUCED



1 SB310
2 GMQACC2-1
3 By Senator Waggoner (N & P)
4 RFD: Jefferson County Legislation
5 First Read: 08-Apr-25



A BILL
TO BE ENTITLED
AN ACT

Relating to Jefferson County; to amend Sections 45-37-72.20 and 45-37-72.21, Code of Alabama 1975, to further provide for the filling of vacancies on the county commission; and to repeal Sections 45-37-72.22 and 45-72.23, Code of Alabama 1975, relating to election dates.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 45-37-72.20 and 45-37-72.21, Code of Alabama 1975, are amended to read as follows:

"§45-37-72.20

As herein used, the following terms have the meanings hereby ascribed to them:

(1) COUNTY. Jefferson County, Alabama.

(2) COUNTYWIDE ELECTION. Any election, whether general, special, or primary, including runoff elections, where qualified electors throughout the county are entitled to vote and which is held to elect a federal, state, or county officer or to nominate a candidate or candidates, for a federal, state, or county office or offices, to submit one or more questions, including, but not limited to, the question of adopting a proposed amendment to the Constitution of Alabama



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of ~~1901~~2022, and the question of whether general obligation bonds, or revenue bonds, of the state or county shall be issued.

(3) ELECTION COMMISSION. The election commission of the county.

(4) FIRST PRIMARY ELECTION. The first primary election for which this ~~act~~subpart provides to fill a vacancy as distinguished from the runoff election held hereunder, if a runoff election is necessary.

(5) ~~RUNOFF~~GENERAL ELECTION. The ~~runoff~~general election for which this subpart provides, ~~if no candidate at the first election receives a majority of the votes cast~~after the party nomination.

(6) SCHEDULED COUNTYWIDE ELECTION. A countywide election which is scheduled to be held on a date definitely determined when a vacancy occurs.

(7) VACANCY. A vacancy on the governing body of the county caused by death, resignation, impeachment, or any cause except normal expiration of terms."

"§45-37-72.21

(a) (1) Within Except as provided in subsection (b), within seven days from the occurrence of any vacancy, the election commission, by a majority vote thereof, shall adopt a resolution stating the ~~dates on which~~date of the first primary election which shall be held not less than 45 days nor more than 60 days after the adoption of the resolution and the runoff primary election, if necessary, which shall be held not less than four weeks thereafter. ~~The dates shall be determined~~



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~~as provided for in Sections 45-37-72.22 and 45-37-72.23~~The resolution shall also set the date of the general election which shall be held not less than three weeks nor more than five weeks after the last primary election.

(2) The election commission may schedule the date of the first primary election, a runoff primary election if needed, and the general election on the date of any previously scheduled countywide election provided the time for holding the election meets the requirements of this section. The ballot used by the judge of probate may be a special ballot used only for an election under this section.

(b) When a vacancy occurs with more than six months remaining on the unexpired term, the position shall remain vacant until filled at the next scheduled countywide general election. The election commission may provide for the conduct of a special primary election and runoff primary election if needed for the purposes of qualifying a candidate for the general election."

Section 2. Sections 45-37-72.22 and 45-37-72.23, Code of Alabama 1975, relating to election dates, are repealed.

Section 3. This act shall become effective on June 1, 2025.