

SB93 ENGROSSED



1 SB93
2 ZQP1FKK-2
3 By Senator Melson
4 RFD: County and Municipal Government
5 First Read: 13-Jan-26



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A BILL

TO BE ENTITLED

AN ACT

Relating to municipalities; to amend Section 11-43-2,

10 Code of Alabama 1975; to further provide for legislative
11 functions of a mayor in certain municipalities.

12 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

13 Section 1. Section 11-43-2, Code of Alabama 1975, is
14 amended to read as follows:

15 "§11-43-2



29 (b) In all cities and towns having a population of less
30 than 12,000 inhabitants according to the last or any
31 subsequent federal census, the legislative functions shall be
32 exercised by the mayor and five aldermen. The mayor shall
33 preside over all deliberations of the council. At his or her
34 discretion, ~~he or she~~ the mayor may vote as a member of the
35 council on any question coming to a vote, except in case of a
36 tie, in which event he or she must vote.

37 (c) (1) Notwithstanding subsection (a), cities and towns
38 having a population of 12,000 or more inhabitants, but less
39 than 25,000 inhabitants, according to the most recent federal
40 decennial census, by ordinance adopted by a majority vote of
41 the council at least six months prior to the next general
42 municipal election, may elect to operate pursuant to
43 subsection (b) as it relates to the exercise of the
44 legislative functions of the mayor until the population of the
45 city or town is 25,000 inhabitants or more according to the
46 most recent federal decennial census.



57 thereafter, or from wards as the councils may determine, not
58 less than six months before an election, and shall receive
59 such salary as the council may prescribe, which must be fixed
60 by the council not less than six months prior to each general
61 municipal election.

62 (e) The six-month requirement in this section may be
63 waived when necessary to comply with a mandate by the U.S.
64 Justice Department pursuant to the Voting Rights Act of 1965,
65 as amended, or with an order issued by a state or federal
66 court."

67 Section 2. This act shall become effective on October
68 1, 2026.



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71 Senate

72 Read for the first time and referred13-Jan-26
73 to the Senate committee on County
74 and Municipal Government
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76 Read for the second time and placed14-Jan-26
77 on the calendar:
78 0 amendments
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80 Read for the third time and passed21-Jan-26
81 as amended
82 Yeas 29
83 Nays 0
84 Abstains 0
85
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87 Patrick Harris,
88 Secretary.
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