HB119 ENROLLED



1 F4B2D5-2

2 By Representatives Mooney, Bedsole, Ellis, Carns, DuBose,

ACT #20

- 3 Hulsey, Paschal (Constitutional Amendment)
- 4 RFD: Shelby County Legislation
- 5 First Read: 21-Mar-23
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1	Enrolled, An Act,
2	This bill would propose an amendment to the
3	Constitution of Alabama of 2022, relating to Shelby County, to
4	allow county commissioners in the county to participate in the
5	Employees' Retirement System under certain conditions.
6	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
7	Section 1. The following amendment to the Constitution
8	of Alabama of 2022, is proposed and shall become valid as a
9	part of the constitution when all requirements of this act are
10	fulfilled:
11	PROPOSED AMENDMENT
12	Section 58-8.00 of the Constitution of Alabama of
13	2022, is amended to read as follows:
14	"§58-8.00
15	No elected or appointed Shelby County official or
16	sheriff may assume a supernumerary office after the effective
17	date of this amendment. Any person who, on the effective date
18	of this amendment, is entitled to participate in a
19	supernumerary program may continue to participate in that
20	supernumerary program, which shall include the assumption of a
21	supernumerary office according to the terms and conditions of
22	the law which established that supernumerary program. Every
23	elected or appointed Shelby County official may participate in
24	the Employees' Retirement System of Alabama upon the same
25	terms and conditions as may be specified by law for any other
26	employee in the same retirement system, and shall be treated
27	as an employee of the county. Shelby County officials holding
28	office at the time of the ratification of this amendment shall

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be eligible to purchase service credit in the Employees' 29 30 Retirement System for the time the official has served in the 31 current office. No person may participate in both a 32 supernumerary program and the Employees' Retirement System 33 based on the same service. For the purposes of this amendment, 34 the words "elected or appointed Shelby County official" shall 35 include any person appointed to serve the remaining term of an 36 elected or appointed Shelby County official. The words do not 37 include a judge, -county commissioner, district attorney, legislator, constable, school board member, or any official 38 elected from a judicial circuit. Any Shelby County 39 40 Commissioner holding office as a member of the Shelby County Commission at the time of ratification of the amendment of 41 42 this amendment shall be eligible to purchase service credit in 43 the Employees' Retirement System for the time the official has served in the current office." 44

45 Upon ratification of this constitutional amendment, the 46 Code Commissioner shall number and place this amendment as appropriate in the constitution omitting this instructional 47 48 paragraph and may make the following nonsubstantive revisions: 49 change capitalization, spelling, and punctuation for purposes 50 of style and uniformity; correct manifest grammatical, 51 clerical, and typographical errors; and correct incorrect 52 cross-references.

53 Section 2. An election upon the proposed amendment 54 shall be held in accordance with Sections 284 and 284.01 of 55 the Constitution of Alabama of 2022, and the election laws of 56 this state.

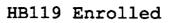
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Section 3. The appropriate election official shall 57 58 assign a ballot number for the proposed constitutional 59 amendment on the election ballot and shall set forth the 60 following description of the substance or subject matter of 61 the proposed constitutional amendment: 62 "Relating to Shelby County, proposing an amendment to 63 the Constitution of Alabama of 2022, to allow county 64 commissioners in the county to participate in the Employees' 65 Retirement System under certain conditions. "Proposed by Act ." 66 67 This description shall be followed by the following

68 language:

69 "Yes () No()."



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78		President and Presiding Officer of the Senate
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81		House of Representatives
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83		I hereby certify that the within Act originated in and
84		sed by the House 13-Apr-23.
85	-	
86		John Treadwell
87		Clerk
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95	Senate	20-Apr-23
96		Passed

Alabama Secretary Of State Act Num....: 2023-31 Bill Num...: H-119 Recv'd 04/20/23 01:39pmSLF

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15dryl - 49 28	JNE/124 CO.LEQ.	RD1 RFD //S
<u>E1115 - 41 29</u>	REPORT OF STANDING COMMITTEE	This Bill was referred to the Standing Committee
CARNS 499 30		of the Senate on
Juiscop 45 31	tte	and was acted uportby such Committee in
Hudsey 15 32	acted upon by such committee in ses-	session and is by order of the Committee
Em 24 23 33	sion, and returned therefrom to the	w/amd(s) w/sub w/end sub
34	nenda	
35	this 30 th day of Mirrh 20.23	this 7 day of how 20 23
36	<u>ן ה</u>	£
37		DATE: 4-19 20-33
38	DATE: 3.22 2023	RF JW RD2 CAL
39		I hereby certify that the Resolution as
40	DATE: 4-4 203-10	was adouted in Section C of Act No. 81-889
41	RE-REFERRED RE-COMMITTED	HB // 9 autocred to the Bill,
42	Committee	YEAS 34 NAYS U
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44	DATE: 20	PATRICK HARRIS, Secretary
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46	Committee	
47	hereby cartify that the Daceture	YEAS 34 NAVS)
48		as ordered retun
49	adopted	PATRICK HARRIS,
50		Secretary
51	YEAS (2) NAYS ()	DATE: 20
52	JOHN TREADWELL	INDEFINITELY POSTPONED YEAS NAYS
53	Clerk	DATE: 20
		RECONSIDERED YEAS NAYS