1   HB610

2   201192-1

3   By Representative Alexander (Constitutional Amendment)

4   RFD: Jefferson County Legislation

5   First Read: 14-MAY-19

1   201192-1:n:05/14/2019:KBH/bm LSA2019-1435

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8   SYNOPSIS: This bill would propose a local

9   constitutional amendment to the Constitution of

10   Alabama of 1901, that would allow an elected

11   official of the City of Bessemer in Jefferson

12   County to participate in the Employees' Retirement

13   System, and upon the ratification of this

14   amendment, would repeal any conflicting local act.

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16   A BILL

17   TO BE ENTITLED

18   AN ACT

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20   To propose an amendment to the Constitution of

21   Alabama of 1901, to allow an elected official of the City of

22   Bessemer in Jefferson County to participate in the Employees'

23   Retirement System; and to repeal any conflicting local act.

24   BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25   Section 1. The following amendment to the

26   Constitution of Alabama of 1901, is proposed and shall become

1   valid as a part of the Constitution when all requirements of

2   this act are fulfilled:

3   PROPOSED AMENDMENT

4   (a) An elected official of the City of Bessemer in

5   Jefferson County may participate in the Employees' Retirement

6   System of Alabama upon the same terms and conditions as may be

7   specified by law for any other employee in the system.

8   (b) An elected official of the City of Bessemer

9   holding office at the time of the ratification of this

10   amendment may purchase service credit in the Employees'

11   Retirement System for the time the elected official has served

12   in the current office.

13   (c) No person may participate in both a

14   supernumerary program and the Employees' Retirement System

15   based on the same service.

16   (d)(1) Upon the ratification of this amendment, any

17   local act in conflict with this amendment is repealed.

18   (2) On and after the ratification of this amendment,

19   an elected official of the City of Bessemer who elects to

20   participate in the Employees' Retirement System may not

21   participate in the retirement system for the City of Bessemer.

22   Section 2. An election upon the proposed amendment

23   shall be held in accordance with Amendment 555 to the

24   Constitution of Alabama of 1901, now appearing as Section 284

25   and 284.01 of the Official Recompilation of the Constitution

26   of Alabama of 1901, as amended, and the election laws of this

27   state.

1   Section 3. The appropriate election official shall

2   assign a ballot number for the proposed constitutional

3   amendment on the election ballot and shall set forth the

4   following description of the substance or subject matter of

5   the proposed constitutional amendment:

6   "Relating to the City of Bessemer in Jefferson

7   County, proposing an amendment to the Constitution of Alabama

8   of 1901, to allow a municipal elected official to participate

9   in the Employees' Retirement System of Alabama, and to repeal

10 any conflicting local acts.

11   "Proposed by Act _____."

12   This description shall be followed by the following

13 language:

14   "Yes ( ) No ( )."