SB310

199435-1

By Senator Beasley (Constitutional Amendment)

RFD: Local Legislation

First Read: 18-APR-19
SYNOPSIS: This bill would propose an amendment to the Constitution of Alabama of 1901, which would phase out the current supernumerary program for certain elected officials in Barbour County and would allow elected or appointed Barbour County officials to participate in the Employees' Retirement System.

A BILL
TO BE ENTITLED
AN ACT

Proposing an amendment to the Constitution of Alabama of 1901, to provide that certain elected public officials in Barbour County may participate in the Employees' Retirement System in lieu of participating in a supernumerary program or system.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 1901, is proposed and shall become
valid as a part of the Constitution when all requirements of
this act are fulfilled:

PROPOSED AMENDMENT

No person elected or appointed Sheriff of Barbour
County, or any elected or appointed Barbour County official,
may assume a supernumerary office after the effective date of
this amendment. Any person who, on the effective date of this
amendment, is entitled to participate in a supernumerary
program may continue to participate in that supernumerary
program, which shall include the assumption of a supernumerary
office according to the terms and conditions of the law which
established that supernumerary program. Every sheriff or other
elected or appointed Barbour County official may participate
in the Employees' Retirement System of Alabama upon the same
terms and conditions as may be specified by law for any other
employee in the same retirement system. Barbour County
officials holding office at the time of the ratification of
this amendment shall be eligible to purchase service credit in
the Employees' Retirement System for the time the official has
served in the current office. No person may participate in
both a supernumerary program and the Employees' Retirement
System based on the same service. For the purposes of this
amendment, the words "elected or appointed county official"
include any person appointed to serve the remaining term of an
elected or appointed county official, but shall not include a
judge, district attorney, constable, legislator, school board
member, or any official elected from a judicial circuit.
Section 2. An election upon the proposed amendment shall be held in accordance with Section 284 and Section 284.01 of the Constitution of Alabama of 1901, and the election laws of this state.

Section 3. 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:

"Relating to Barbour County, proposing an amendment to the Constitution of Alabama of 1901, to phase out the supernumerary system for certain elected county officials and allow them to participate in the Employees' Retirement System.

Proposed by Act ________"

This description shall be followed by the following language:

"Yes ( ) No ( )."