

1 SB310
2 199435-1
3 By Senator Beasley (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 18-APR-19

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8 SYNOPSIS: This bill would propose an amendment to the
9 Constitution of Alabama of 1901, which would phase
10 out the current supernumerary program for certain
11 elected officials in Barbour County and would allow
12 elected or appointed Barbour County officials to
13 participate in the Employees' Retirement System.

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15 A BILL
16 TO BE ENTITLED
17 AN ACT

18
19 Proposing an amendment to the Constitution of
20 Alabama of 1901, to provide that certain elected public
21 officials in Barbour County may participate in the Employees'
22 Retirement System in lieu of participating in a supernumerary
23 program or system.

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 No person elected or appointed Sheriff of Barbour
5 County, or any elected or appointed Barbour County official,
6 may assume a supernumerary office after the effective date of
7 this amendment. Any person who, on the effective date of this
8 amendment, is entitled to participate in a supernumerary
9 program may continue to participate in that supernumerary
10 program, which shall include the assumption of a supernumerary
11 office according to the terms and conditions of the law which
12 established that supernumerary program. Every sheriff or other
13 elected or appointed Barbour County official may participate
14 in the Employees' Retirement System of Alabama upon the same
15 terms and conditions as may be specified by law for any other
16 employee in the same retirement system. Barbour County
17 officials holding office at the time of the ratification of
18 this amendment shall be eligible to purchase service credit in
19 the Employees' Retirement System for the time the official has
20 served in the current office. No person may participate in
21 both a supernumerary program and the Employees' Retirement
22 System based on the same service. For the purposes of this
23 amendment, the words "elected or appointed county official"
24 include any person appointed to serve the remaining term of an
25 elected or appointed county official, but shall not include a
26 judge, district attorney, constable, legislator, school board
27 member, or any official elected from a judicial circuit.

1 Section 2. An election upon the proposed amendment
2 shall be held in accordance with Section 284 and Section
3 284.01 of the Constitution of Alabama of 1901, and the
4 election laws of this state.

5 Section 3. The appropriate election official shall
6 assign a ballot number for the proposed constitutional
7 amendment on the election ballot and shall set forth the
8 following description of the substance or subject matter of
9 the proposed constitutional amendment:

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

14 Proposed by Act _____"

15 This description shall be followed by the following
16 language:

17 "Yes () No ()."