

1 HB521  
2 117492-2  
3 By Representatives Fields, Grantland and Oden (Constitutional  
4 Amendment)  
5 RFD: Local Legislation  
6 First Read: 09-FEB-10

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ENROLLED, An Act,

Proposing an amendment to the Constitution of Alabama of 1901, to provide that the sheriff and revenue commissioner in Cullman 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 Cullman County sheriff or revenue commissioner 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. The Cullman County sheriff and revenue commissioner 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. The Cullman County

1 sheriff and revenue commissioner holding office at the time of  
2 ratification of this amendment shall be eligible to purchase  
3 service credit in the Employees' Retirement System for the  
4 time the official has served in the current office; provided,  
5 however, the official shall forego the assumption of a  
6 supernumerary office.

7 Section 2. An election upon the proposed amendment  
8 shall be held in accordance with Amendment 555 to the  
9 Constitution of Alabama of 1901, now appearing as Section  
10 284.01 of the Official Recompilation of the Constitution of  
11 Alabama of 1901, as amended, and the election laws of this  
12 state.

13 Section 3. The appropriate election official shall  
14 assign a ballot number for the proposed constitutional  
15 amendment on the election ballot and shall set forth the  
16 following description of the substance or subject matter of  
17 the proposed constitutional amendment:

18 "Relating to Cullman County, proposing an amendment  
19 to the Constitution of Alabama of 1901, to provide that the  
20 sheriff and revenue commissioner in Cullman County may  
21 participate in the Employees' Retirement System in lieu of  
22 participating in a supernumerary program or system.

23 "Proposed by Act \_\_\_\_\_."

24 This description shall be followed by the following  
25 language:

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"Yes ( ) No ( )."

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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 18-FEB-10.

Greg Pappas  
Clerk

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Senate

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04-MAR-10

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Passed