

1 HB566  
2 185771-1  
3 By Representative Harper (Constitutional Amendment)  
4 RFD: Local Legislation  
5 First Read: 27-APR-17

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8 SYNOPSIS: Currently, the Constitution of Alabama of  
9 1901, provides that no person may be elected or  
10 appointed to a judicial office after reaching the  
11 age of 70 years.

12 This bill would propose a local  
13 constitutional amendment for Pickens County that  
14 would provide that a person who is not over the age  
15 of 75 when qualifying for election or is not over  
16 the age of 75 at the time of appointment may be  
17 elected or appointed to the office of Judge of  
18 Probate of Pickens County.

19  
20 A BILL  
21 TO BE ENTITLED  
22 AN ACT  
23

24 To propose a local constitutional amendment to the  
25 Constitution of Alabama of 1901; to provide that a person who  
26 is not over the age of 75 at the time of qualifying for

1 election or at the time of his appointment may be elected or  
2 appointed to the office of Judge of Probate of Pickens County.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

8 PROPOSED AMENDMENT

9 Notwithstanding the provision of Section 6.16, as  
10 added by Amendment 328 to the Constitution of Alabama of 1901,  
11 now appearing as Section 155 of the Official Recompilation of  
12 the Constitution of Alabama of 1901, as amended, a person who  
13 is not over the age of 75 at the beginning time of qualifying  
14 for election or at the time of his or her appointment may be  
15 elected or appointed to the office of Judge of Probate of  
16 Pickens County.

17 Section 2. An election upon the proposed amendment  
18 shall be held in accordance with Amendment 555 to the  
19 Constitution of Alabama of 1901, now appearing as Section  
20 284.01 of the Official Recompilation of the Constitution of  
21 Alabama of 1901, as amended, and the election laws of this  
22 state on December 12, 2017.

23 Section 3. The appropriate election official shall  
24 assign a ballot number for the proposed constitutional  
25 amendment on the election ballot and shall set forth the  
26 following description of the substance or subject matter of  
27 the proposed constitutional amendment:

1                   "Relating to Pickens County, proposing an amendment  
2 to the Constitution of Alabama of 1901, to provide that a  
3 person who is not over the age of 75 at the time of qualifying  
4 for election or at the time of his or her appointment may be  
5 elected or appointed to the office of Judge of Probate of  
6 Pickens County.

7                   "Proposed by Act \_\_\_\_\_"

8                   This description shall be followed by the following  
9 language:

10                   "Yes ( ) No ( )."