

1 SB311  
2 136227-1  
3 By Senator Ward  
4 RFD: Judiciary  
5 First Read: 14-FEB-12

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8 SYNOPSIS: Under existing law, the Director of  
9 Transportation, subject to the provisions of the  
10 state Merit System law, may appoint not more than  
11 five assistant counsel as may be necessary to  
12 transact the legal business of the State Department  
13 of Transportation.

14 This bill would allow the director to  
15 appoint, subject to the provisions of the state  
16 Merit System law, assistant counsel as may be  
17 necessary to transact the legal business of the  
18 department.

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

24 To amend Section 23-1-26, Code of Alabama 1975, to  
25 allow the Director of Transportation to appoint additional  
26 assistant counsel to transact the business of the department.  
27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1           Section 1. Section 23-1-26, Code of Alabama 1975, is  
2 amended to read as follows:

3           "§23-1-26.

4           "The Director of Transportation, with the approval  
5 of the Attorney General, ~~shall be authorized,~~ and subject to  
6 ~~the provisions of~~ the state Merit System law, ~~to~~ may appoint  
7 ~~not more than five~~ assistant counsel as may be necessary to  
8 transact the legal business of the ~~State~~ Department of  
9 Transportation. The chief counsel and the assistant counsel  
10 shall each be commissioned as assistant attorneys general and  
11 take the oath required of other assistants of the Attorney  
12 General. The chief counsel and the assistant counsel and their  
13 stenographic and clerical assistants shall constitute the  
14 legal division of the ~~State~~ Department of Transportation."

15           Section 2. This act shall become effective  
16 immediately following its passage and approval by the  
17 Governor, or its otherwise becoming law.