

1 SB558
2 119442-1
3 By Senator Sanders (Constitutional Amendment)
4 RFD: Local Legislation No. 1
5 First Read: 23-MAR-10

2
3
4
5
6
7
8 SYNOPSIS: This bill would propose a local
9 constitutional amendment to the Constitution of
10 Alabama of 1901, relating to Lowndes County, to
11 provide for a special election to fill a vacancy of
12 the office of the judge of probate, the tax
13 assessor, the tax collector, or the sheriff.

14
15 A BILL
16 TO BE ENTITLED
17 AN ACT
18

19 Proposing a local constitutional amendment to the
20 Constitution of Alabama of 1901, relating to Lowndes County,
21 to provide for a special election to fill a vacancy of the
22 office of the judge of probate, the tax assessor, the tax
23 collector, or the sheriff.

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 Whenever a vacancy occurs in the office of the judge
5 of probate, the tax assessor, the tax collector, or the
6 sheriff in Lowndes County, with 12 months or more remaining on
7 the term of the vacant seat, provision shall be immediately
8 made for a special election to fill the vacancy, with the
9 election to be held no sooner than 60 days and no later than
10 90 days after the seat has become vacant. The Governor shall
11 call the special election if the vacancy is in the office of
12 the judge of probate, and the judge of probate shall call the
13 election if the vacancy is in the office of the tax assessor,
14 the tax collector, or the sheriff. The election, and, if
15 necessary, any primary election or elections, shall be held in
16 the manner prescribed by law, and the person elected to fill
17 the vacancy shall serve for the remainder of the unexpired
18 term.

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

25 Section 3. The appropriate election official shall
26 assign a ballot number for the proposed constitutional
27 amendment on the election ballot and shall set forth the

1 following description of the substance or subject matter of
2 the proposed constitutional amendment:

3 "Relating to Lowndes County, proposing an amendment
4 to the Constitution of Alabama of 1901, to provide for a
5 special election to fill a vacancy of the office of the judge
6 of probate, the tax assessor, the tax collector, or the
7 sheriff.

8 "Proposed by Act _____."

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

11 "Yes () No ()."