1   HB15

2   163698-2

3   By Representative Beckman (Constitutional Amendment)

4   RFD: Judiciary

5   First Read: 03-MAR-15

6   PFD: 02/11/2015

A BILL

TO BE ENTITLED

AN ACT

To amend Section 6.16, as added by Amendment 328 to the Constitution of Alabama of 1901, now appearing as Section 155 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, providing that no person over the age of 70 years shall be elected or appointed to a judicial office; to increase the age to 72 years.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 1901, as amended, is proposed and shall become valid as a part thereof when approved by a majority of the qualified electors voting thereon and in accordance with Sections 284, 285, and 287 of the Constitution of Alabama of 1901, as amended:

PROPOSED AMENDMENT

Section 6.16, as added by Amendment 328 to the Constitution of Alabama of 1901, now appearing as Section 155 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, is amended to read as follows:

"6.16. Retirement.

1   "The legislature shall provide by law for he

2   retirement of judges, including supernumerary judges, with

3   such conditions, retirement benefits, and pensions for them

4   and their dependents as it may prescribe. No person shall be

5   elected or appointed to a judicial officer after reaching the

6   age of ~~seventy 75~~ 72 years, provided that a judge over the age

7   of ~~seventy 75~~ 72 may be appointed to the office of

8   supernumerary judge if he is not eligible to receive state

9   judicial retirement benefits."

10   Section 2. An election upon the proposed amendment

11   shall be held in accordance with Sections 284 and 285 of the

12   Constitution of Alabama of 1901, now appearing as Sections 284

13   and 285 of the Official Recompilation of the Constitution of

14   Alabama of 1901, as amended, and the election laws of this

15   state.

16   Section 3. The appropriate election official shall

17   assign a ballot number for the proposed constitutional

18   amendment on the election ballot and shall set forth the

19   following description of the substance or subject matter of

20   the proposed constitutional amendment:

21   "Proposing an amendment to the Constitution of

22   Alabama of 1901, to increase the maximum age at which a person

23   may be elected or appointed to a judicial office from 70 years

24   to ~~75~~ 72 years of age.

25   "Proposed by Act _____."

26   This description shall be followed by the following

27   language:

1   "Yes ( ) No ( )."

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5   House of Representatives

6   Read for the first time and re-
7   ferred to the House of Representa-
8   tives committee on Judiciary ....······ 03-MAR-15

9

10   Read for the second time and placed
11   on the calendar...................   .······ 11-MAR-15

12

13   Read for the third time and passed
14   as amended.......................   .······ 17-MAR-15
15   Yeas 64, Nays 35, Abstains 1

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17   Jeff Woodard
18   Clerk
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