

1 HB741  
2 140052-2  
3 By Representative Baughn (Constitutional Amendment)  
4 RFD: Local Legislation  
5 First Read: 19-APR-12

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8 SYNOPSIS: This bill would propose a local  
9 constitutional amendment relating to Winston  
10 County, to place the judge of probate on a salary  
11 and to provide for the judge of probate to issue  
12 motor vehicle license plates.

13  
14 A BILL  
15 TO BE ENTITLED  
16 AN ACT

17  
18 Relating to Winston County; proposing an amendment  
19 to the Constitution of Alabama of 1901, to provide for the  
20 judge of probate to be compensated on a salary basis and to  
21 provide for the one-stop issuance of motor vehicle license  
22 plates by the judge of probate.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24 Section 1. The following amendment to the  
25 Constitution of Alabama of 1901, is proposed and shall become  
26 valid as a part of the Constitution when all requirements of  
27 this act are fulfilled:

1 PROPOSED AMENDMENT

2 Effective with the term of office beginning in  
3 January 2013, the Judge of Probate of Winston County shall be  
4 compensated on a salary basis paid in equal monthly  
5 installments from the general fund of the county. The initial  
6 annual salary of the judge of probate shall be equal to 80  
7 percent of the annual compensation paid by the state to the  
8 district court judge of the county on the date of the  
9 ratification of this amendment. Thereafter, any increases in  
10 compensation shall be applied pursuant to Chapter 2A of Title  
11 11, Code of Alabama 1975.

12 The Winston County Commission shall provide for  
13 operating expenses of the office of judge of probate pursuant  
14 to general law.

15 All fees, commissions, allowances, percentages, and  
16 other charges collected by the Judge of Probate of Winston  
17 County shall be collected, but shall be paid into the general  
18 fund of Winston County.

19 The judge of probate shall perform all duties  
20 relating to the issuance of motor vehicle license plates in  
21 the county and shall perform all duties relating to the  
22 assessment and collection of ad valorem taxes on motor  
23 vehicles, which have heretofore been performed by the revenue  
24 commissioner. The revenue commissioner is relieved of all  
25 duties and responsibilities relating to the assessment and  
26 collection of taxes on motor vehicles. All fees relating to

1 the issuance of motor vehicle license plates shall be  
2 deposited in the county general fund.

3 This constitutional amendment, after its  
4 ratification, shall become effective the beginning of the next  
5 term of office of the judge of probate.

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

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

17 "Relating to Winston County, proposing an amendment  
18 to the Constitution of Alabama of 1901, to provide for the  
19 judge of probate to be compensated on a salary basis and to  
20 provide for the one-stop issuance of motor vehicle license  
21 plates by the judge of probate.

22 "Proposed by Act \_\_\_\_\_."

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

25 "Yes ( ) No ( )."