

1 SB366  
2 128293-1  
3 By Senators Whatley, Dial and Beasley  
4 RFD: Finance and Taxation General Fund  
5 First Read: 06-APR-11

2  
3  
4  
5  
6  
7  
8 SYNOPSIS: This bill would create an additional circuit  
9 judgeship, designated Circuit Judgeship Number 4,  
10 in the Thirty-seventh Judicial Circuit comprised of  
11 Lee County. This bill would make the additional  
12 circuit judgeship conditional upon the adoption of  
13 a resolution by the county commission to provide  
14 the necessary funding for compensation and benefits  
15 for the judge and employees for the first 12  
16 months. This bill would provide for the election of  
17 the judge at the 2012 general election or the next  
18 general election thereafter.

19  
20 A BILL

21 TO BE ENTITLED

22 AN ACT

23  
24 To provide for an additional circuit judgeship in  
25 the Thirty-seventh Judicial Circuit comprised of Lee County;  
26 and to provide for the election of the judge.

27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1           Section 1. There is created an additional circuit  
2           judgeship for the Thirty-seventh Judicial Circuit which shall  
3           be designated Circuit Judgeship Number 4. The additional  
4           judgeship is conditioned upon adoption of a resolution by the  
5           Lee County Commission to provide the necessary funding for the  
6           first 12 months for compensation and benefits of the judge  
7           filling the additional circuit judgeship, a judicial  
8           assistant, and a bailiff or law clerk for the judge.

9           Section 2. (a) Circuit Judgeship Number 4 shall be  
10          filled at the general election held in November 2012, or the  
11          next general election thereafter, provided the judgeship has  
12          been precleared under Section 5 of the Voting Rights Act of  
13          1965, 42 U.S.C. §1973c and the Lee County Commission has  
14          adopted a resolution pursuant to Section 1.

15          (b) The first judge elected to Circuit Judgeship  
16          Number 4 shall serve for a six-year term, holding office from  
17          the first Monday following the second Tuesday in January after  
18          the 2012 general election or the next general election  
19          thereafter at which that judge is elected.

20          (c) The judge elected to Circuit Judgeship Number 4  
21          shall have and shall exercise all the jurisdiction, power,  
22          rights, and authority and shall possess all of the  
23          qualifications, perform all of the duties, and shall be  
24          subject to all of the responsibilities and duties of the  
25          office to which other circuit judges are subject.

26          Section 3. The annual compensation of the circuit  
27          judges elected pursuant to this act shall be in accordance

1 with Chapter 10A of Title 12, Code of Alabama 1975, including,  
2 but not limited to, the provision that no circuit judge first  
3 elected or appointed to office after October 1, 2001, shall be  
4 provided a salary supplement or expense allowance.

5 Section 4. This act shall become effective  
6 immediately following its passage and approval by the  
7 Governor, or its otherwise becoming law.