

1 SB42  
2 113815-1  
3 By Senator Mitchem  
4 RFD: Finance and Taxation General Fund  
5 First Read: 12-JAN-10  
6 PFD: 11/30/2009

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

19  
20 A BILL  
21 TO BE ENTITLED  
22 AN ACT

23  
24 To provide for an additional circuit judgeship in  
25 the Twenty-seventh Judicial Circuit comprised of Marshall  
26 County; and to provide for the election of the judge under  
27 certain conditions.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

10 Section 2. (a) Circuit Judgeship Number 3 shall be  
11 filled at the general election held in November 2012, provided  
12 the judgeship has been precleared under Section 5 of the  
13 Voting Rights Act of 1965, 42 U.S.C. §1973c and the Marshall  
14 County Commission has adopted a resolution pursuant to Section  
15 1.

16 (b) The first judge elected to the additional  
17 circuit judgeship pursuant to this act shall serve for a  
18 six-year term, holding office from the first Monday following  
19 the second Tuesday in January after the general election at  
20 which that judge is elected.

21 (c) The judge elected to the additional circuit  
22 judgeship pursuant to this act shall have and shall exercise  
23 all the jurisdiction, power, rights, and authority and shall  
24 possess all of the qualifications, perform all of the duties,  
25 and shall be subject to all of the responsibilities and duties  
26 of the office to which other circuit judges are subject.

1                   Section 3. The annual compensation of the circuit  
2 judges elected pursuant to this act shall be in accordance  
3 with Chapter 10A of Title 12, Code of Alabama 1975, including,  
4 but not limited to, the provision that no circuit judge first  
5 elected or appointed to office after October 1, 2001, shall be  
6 provided a salary supplement or expense allowance.

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