

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

2
3
4 ENGROSSED

5
6
7 A BILL
8 TO BE ENTITLED
9 AN ACT

10
11 To provide for an additional circuit judgeship in
12 the Twenty-seventh Judicial Circuit comprised of Marshall
13 County; and to provide for the election of the judge under
14 certain conditions.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. There is created an additional circuit
17 judgeship for the Twenty-seventh Judicial Circuit which shall
18 be designated Circuit Judgeship Number 3. The additional
19 judgeship is conditioned upon adoption of a resolution by the
20 Marshall County Commission to provide the necessary funding
21 for the first 24 months for compensation and benefits of the
22 judge filling the additional circuit judgeship, a judicial
23 assistant, and a court reporter for the judge .

24 Section 2. (a) Circuit Judgeship Number 3 shall be
25 filled at the general election held in November 2012, provided
26 the judgeship has been precleared under Section 5 of the
27 Voting Rights Act of 1965, 42 U.S.C. §1973c and the Marshall

1 County Commission has adopted a resolution pursuant to Section
2 1.

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

8 (c) The judge elected to the additional circuit
9 judgeship pursuant to this act shall have and shall exercise
10 all the jurisdiction, power, rights, and authority and shall
11 possess all of the qualifications, perform all of the duties,
12 and shall be subject to all of the responsibilities and duties
13 of the office to which other circuit judges are subject.

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

20 Section 4. This act shall become effective
21 immediately following its passage and approval by the
22 Governor, or its otherwise becoming law.

1
2
3
4
5
6
7
8
9
10

11
12
13
14
15
16
17

Senate

Read for the first time and referred to the Senate
committee on Finance and Taxation General Fund .. 12-JAN-10

Read for the second time and placed on the calen-
dar 25-MAR-10

Read for the third time and passed as amended ... 06-APR-10

Yeas 20
Nays 2

McDowell Lee
Secretary