

1 HB478
2 196759-1
3 By Representative Farley (N & P)
4 RFD: Jefferson County Legislation
5 First Read: 18-APR-19

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Jefferson County; to amend Section
14 45-37-82.01, Code of Alabama 1975, relating to the Office of
15 the District Attorney of the Tenth Judicial Circuit, Bessemer
16 Division; to provide for the appointment of two additional
17 assistant district attorneys.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. Section 45-37-82.01, Code of Alabama
20 1975, is amended to read as follows:

21 "§45-37-82.01.

22 "(a) In the Tenth Judicial Circuit, Bessemer
23 Division, the elected assistant district attorney of the
24 circuit may appoint ~~13~~ 15 deputy district attorneys. The
25 deputy district attorneys appointed pursuant to this section
26 shall be qualified to practice law in the courts of this
27 state, and shall serve at the pleasure of the appointing

1 elected assistant district attorney. The deputy district
2 attorneys shall be state officers and shall perform the duties
3 in the circuit as the elected assistant district attorney may
4 require.

5 "(b) The elected assistant district attorney may
6 designate one deputy district attorney to serve as chief
7 deputy district attorney, four deputy district attorneys to
8 serve as Level I deputy district attorneys, ~~four~~ five deputy
9 district attorneys to serve as Level II deputy district
10 attorneys, and ~~four~~ five deputy district attorneys to serve as
11 Level III deputy district attorneys.

12 "(c) The total annual compensation to be received by
13 each deputy district attorney shall be computed by the use of
14 levels and steps. Levels shall refer to the amount of legal
15 experience which each deputy district attorney had at the time
16 of appointment to the office. It is intended to entitle an
17 attorney with applicable legal experience to commence the
18 office at a higher rate of pay than one who has less
19 applicable legal experience. Steps shall refer to the amount
20 of time that the deputy district attorney has served in the
21 office as deputy district attorney or the length of time that
22 the officer shall continue. It is intended by this provision
23 to allow periodic increases in pay as incentive for the
24 officer to continue to serve in the office; however, the
25 elected assistant district attorney shall have the authority
26 to designate the level and step, at the time of appointment,

1 of any appointed deputy district attorneys authorized by this
2 section.

3 "(d) The annual compensation to be paid the chief
4 deputy district attorney, one deputy district attorney
5 designated as Level I deputy district attorney, one deputy
6 district attorney designated as Level II deputy district
7 attorney, and one deputy district attorney designated as Level
8 III deputy district attorney shall be as provided in the
9 schedule of salaries ~~hereinbelow~~ set out in subsection (g). Of
10 the total annual compensation to be paid each of the four
11 deputy district attorneys, each shall be paid an annual salary
12 by the State of Alabama of twelve thousand nine hundred
13 dollars (\$12,900), payable from the general funds of the state
14 in equal installments as the salaries of other state officers
15 are paid. The remainder of the annual compensation as provided
16 in the schedule of salaries ~~hereinbelow~~ set out in subsection
17 (g), of each of the four deputy district attorneys, shall be
18 paid by the county within the Tenth Judicial Circuit, which
19 sum shall be paid from the general funds of the county, in
20 equal semimonthly installments as the salaries of other county
21 officers are paid.

22 "(e) The annual compensation to be paid to three
23 deputy district attorneys designated as Level I deputy
24 district attorneys, ~~three~~ four deputy district attorneys
25 designated as Level II deputy district attorneys, and ~~three~~
26 four deputy district attorneys designated as Level III deputy
27 district attorneys shall be as provided in the schedule of

1 salaries ~~hereinbelow~~ set out in subsection (g). The
2 compensation shall be paid by the county within the Tenth
3 Judicial Circuit, which sum shall be paid from the general
4 funds of the county, in equal semimonthly installments as the
5 salaries of other officers are paid.

6 "(f) The deputy district attorneys appointed by the
7 elected assistant district attorney to serve in the positions
8 identified in subsection (b) shall be compensated at the rate
9 consistent with their appointment in accordance with the
10 schedule of salaries set out by subsection (g). Thereafter,
11 increases in compensation for each deputy district attorney
12 may be made annually within the grade scale set out in the
13 schedule of salaries in subsection (g), provided the
14 performance of the deputy district attorney has been
15 satisfactory to the elected assistant district attorney. The
16 elected assistant district attorney shall also have the
17 authority to assign any of the deputy district attorneys to
18 the Level I, Level II, and Level III positions as the elected
19 assistant district attorney deems appropriate, within the
20 limitations of subsection (b).

21 "(g) The schedule of salaries, referred to below,
22 consisting of levels and steps, shall be as follows:

23 Attorneys

24 Level II

Chief

Level I

Level III

1	Step 1	103,000	78,000	57,500	38,000
2	Step 2	105,000	80,000	59,000	39,500
3	Step 3	107,000	82,000	60,500	41,000
4	Step 4	109,000	84,000	62,000	42,500
5	Step 5	111,000	86,000	63,500	44,000
6	Step 6	113,000	88,000	65,000	45,500
7	Step 7	115,000	90,000	66,500	47,000
8	Step 8	117,000	92,000	68,000	48,500
9	Step 9	119,000	94,000	69,500	50,000
10	Step 10	121,000	96,000	71,000	51,500
11	Step 11	123,000	98,000	72,500	53,000
12	Step 12	125,000	100,000	74,000	54,500

13 "(h) The compensation provided by this section shall
14 become effective on October 1, 1997. The county governing body
15 of the county or counties within the Tenth Judicial Circuit
16 may increase the compensation payable by the county or
17 counties within the Tenth Judicial Circuit as provided in the
18 schedule of salaries at any time by resolution of the
19 governing body. Upon passage of the resolution, the additional
20 compensation shall be paid from the general funds of the
21 county in semimonthly installments as the salaries of other
22 county officers are paid."

1 Section 2. This act shall become effective on the
2 first day of the third month following its passage and
3 approval by the Governor, or its otherwise becoming law.