

1 HB193
2 209296-1
3 By Representative Alexander (Constitutional Amendment)
4 RFD: Ways and Means General Fund
5 First Read: 02-FEB-21
6 PFD: 01/28/2021

8 SYNOPSIS: This bill would propose a local
9 constitutional amendment to the Constitution of
10 Alabama of 1901, that would allow an elected
11 official of the City of Bessemer in Jefferson
12 County to participate in the Employees' Retirement
13 System, and upon the ratification of this
14 amendment, would repeal any conflicting local act.

16 A BILL
17 TO BE ENTITLED
18 AN ACT

20 To propose an amendment to the Constitution of
21 Alabama of 1901, to allow an elected official of the City of
22 Bessemer in Jefferson County to participate in the Employees'
23 Retirement System; and to repeal any conflicting local act.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25 Section 1. The following amendment to the
26 Constitution of Alabama of 1901, is proposed and shall become

1 valid as a part of the Constitution when all requirements of
2 this act are fulfilled:

3 PROPOSED AMENDMENT

4 (a) An elected official of the City of Bessemer in
5 Jefferson County may participate in the Employees' Retirement
6 System of Alabama upon the same terms and conditions as may be
7 specified by law for any other employee in the system.

8 (b) An elected official of the City of Bessemer
9 holding office at the time of the ratification of this
10 amendment may purchase service credit in the Employees'
11 Retirement System for the time the elected official has served
12 in the current office.

13 (c) No person may participate in both a
14 supernumerary program and the Employees' Retirement System
15 based on the same service.

16 (d) (1) Upon the ratification of this amendment, any
17 local act in conflict with this amendment is repealed.

18 (2) On and after the ratification of this amendment,
19 an elected official of the City of Bessemer who elects to
20 participate in the Employees' Retirement System may not
21 participate in the retirement system for the City of Bessemer.

22 Section 2. An election upon the proposed amendment
23 shall be held in accordance with Section 284.01 of the
24 Constitution of Alabama of 1901, now appearing as Section
25 284.01 of the Official Recompilation of the Constitution of
26 Alabama of 1901, as amended, and the election laws of this
27 state.

1 Section 3. The appropriate election official shall
2 assign a ballot number for the proposed constitutional
3 amendment on the election ballot and shall set forth the
4 following description of the substance or subject matter of
5 the proposed constitutional amendment:

6 "Relating to the City of Bessemer in Jefferson
7 County, proposing an amendment to the Constitution of Alabama
8 of 1901, as amended, to allow a municipal elected official to
9 participate in the Employees' Retirement System of Alabama,
10 and to repeal any conflicting local act.

11 "Proposed by Act _____"

12 This description shall be followed by the following
13 language:

14 "Yes () No ()."