

## **Summary Information for Proposed Constitutional Amendments to appear on the 2016 General Election Ballot**

To view the full text of the Act that proposes the constitutional amendment, click the Act number that appears in blue at the end of each proposed amendment.

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### **PROPOSED AMENDMENTS TO APPEAR ON THE BALLOT STATEWIDE**

#### **Statewide Amendment 1**

Proposing an amendment to the Constitution of Alabama of 1901, to establish procedures to ensure that no more than three of the members of the Auburn University Board of Trustees shall have terms that expire in the same calendar year and to add two additional at-large members to the board to enhance diversity on the board. (Proposed by [Act 2015-217](#))

#### **Statewide Amendment 2**

Proposing an amendment to the Constitution of Alabama of 1901, to prohibit any monies from the State Parks Fund, the Parks Revolving Fund, or any fund receiving revenues currently deposited in the State Parks Fund or the Parks Revolving Fund, and any monies currently designated under law for use by the state parks system from being transferred to any other public account, fund or entity or used for any purpose other than the support, upkeep, and maintenance of the state parks system; and to propose an amendment to Amendment 617 of the Constitution of Alabama of 1901, now appearing as Section 213.32 of the Official Recompilation of the Constitution of Alabama of 1901, as amended; to provide exceptions to the requirement that all state park system land and facilities be exclusively and solely operated and maintained by the Department of Conservation and Natural Resources. (Proposed by [Act 2016-145](#))

#### **Statewide Amendment 3**

Proposing an amendment to the Constitution of Alabama of 1901, to revise the procedure for adoption of local constitutional amendments to provide that a proposed constitutional amendment the Legislature determines without a dissenting vote applies to only one county or a political subdivision within one or more counties shall be adopted as a valid part of the constitution by a favorable vote of a majority of the qualified electors of the affected county or the political subdivision and county or counties in which the political subdivision is located, who vote on the amendment. (Proposed by [Act 2015-44](#))

#### **Statewide Amendment 4**

Proposing an amendment to the Constitution of Alabama of 1901, to authorize each county commission in the state to establish, subject to certain limitations, certain programs related to the administration of the affairs of the county. (Proposed by [Act 2015-220](#))

#### **Statewide Amendment 5**

Proposing an amendment to the Constitution of Alabama of 1901, to repeal and restate the provisions of Article III of the Constitution of Alabama of 1901 relating to separation of powers to modernize the language without making any substantive change, effective January 1, 2017. (Proposed by [Act 2015-200](#))

#### **Statewide Amendment 6**

Proposing an amendment to the Constitution of Alabama of 1901, to become operative January 1, 2017, to repeal and replace Article VII, Impeachments. (Proposed by [Act 2015-199](#))

#### **Statewide Amendment 7**

Relating to Etowah County, proposing an amendment to the Constitution of Alabama of 1901, to provide that the employees of the Office of Sheriff of Etowah County, except for the chief deputy, chief of detention, chief of administration, chief of investigation, director of communications, and food service manager, shall be under the authority of the of the Personnel Board of the Office of the Sheriff of Etowah County. (Proposed by [Act 2015-97](#))

#### **Statewide Amendment 8**

Proposing an amendment to the Constitution of Alabama of 1901, to declare that it is the public policy of Alabama that the right of persons to work may not be denied or abridged on account of membership or nonmembership in a labor union or labor organization; to prohibit an agreement to deny the right to work, or place conditions on prospective employment, on account of membership or nonmembership in a labor union or labor organization; to prohibit an employer from requiring its employees to abstain from union membership as a condition of employment; and to provide that an employer may not require a person, as a condition of employment or continuation of employment, to pay dues, fees, or other charges of any kind to any labor union or labor organization. (Proposed by [Act 2016-86](#))

### **Statewide Amendment 9**

A local constitutional amendment to the to the Constitution of Alabama of 1901; to provide that a person who is not over the age of 75 at the time of qualifying for election or at the time of his appointment may be elected or appointed to the office of Judge of Probate of Pickens County. (Proposed by [Act 2016-120](#))

### **Statewide Amendment 10**

An amendment to Constitution of Alabama of 1901, to provide that any territory located in Calhoun County would be subject only to the police jurisdiction and planning jurisdiction of a municipality located wholly or partially in the county. (Proposed by [Act 2016-144](#))

### **Statewide Amendment 11**

Proposing an amendment to the Constitution of Alabama of 1901, as amended, to permit cities and counties, notwithstanding any existing constitutional restrictions, to utilize tax increment district revenues collected within a Major 21st Century Manufacturing Zone and other moneys to incentivize the establishment and improve various types of manufacturing facilities located or to be located in such Zone, and to validate and confirm the Major 21st Century Manufacturing Zone Act, Act No. 2013-51. (Proposed by [Act 2016-267](#))

### **Statewide Amendment 12**

Relating to municipalities in Baldwin County; proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature by general or local law to provide for any municipalities in the county to incorporate a toll road and bridge authority as a public corporation in the municipality for the construction and operation of toll roads and bridges in the municipality and to authorize the authority to issue revenue bonds to finance the projects. (Proposed by [Act 2016-274](#))

### **Statewide Amendment 13**

Proposing an amendment to the Constitution of Alabama of 1901, as amended, to repeal any existing age restriction on the appointment, election, or service of an appointed or elected official, with the exception of persons elected or appointed to a judicial office, currently imposed by a provision of the Constitution or other law; and to prohibit the Legislature from enacting any law imposing a maximum age limitation on the appointment, election, or service of an appointed or elected official. (Proposed by Act [2016-429](#))

## **Statewide Amendment 14**

To propose an amendment to Amendment 448 to the Constitution of Alabama of 1901, now appearing as Section 71.01 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, to ratify, approve, validate, and confirm the application of any budget isolation resolution authorizing the consideration of a bill proposing a local law adopted by the Legislature before November 8, 2016, that conformed to the rules of either body of the Legislature at the time it was adopted. (Proposed by Act [2016-430](#))

### **PROPOSED AMENDMENTS OF LOCAL APPLICATION TO APPEAR ON THE BALLOT IN ONLY THE COUNTY OF APPLICATION**

#### **Autauga County**

Relating to Autauga County, proposing an amendment to Amendment 626 to the Constitution of Alabama of 1901, now appearing as Section 3, Local Amendments, Autauga County, Official Recompilation of the Constitution of Alabama of 1901, as amended, to prohibit the Sheriff of Autauga County from participating in the supernumerary program of the county and to allow the sheriff to elect to participate in the Employees' Retirement System. (Proposed by [Act 2015-218](#))

#### **Baldwin County Local Amendment 1**

Relating to Baldwin County, proposing an amendment to the Constitution of Alabama of 1901, to allow the Mayor of Bay Minette to appoint up to two additional members to the Bay Minette Municipal Planning Commission; and to provide eligibility requirements for the two additional members. (Proposed by [Act 2015-126](#))

#### **Baldwin County Local Amendment 2**

Relating to Baldwin County, proposing an amendment to the Constitution of Alabama of 1901, to allow mayors to participate in the Employees' Retirement System. (Proposed by [Act 2015-338](#))

#### **Baldwin County Local Amendment 3**

Relating to Baldwin County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature by general or local law to provide for the incorporation of a toll road and bridge authority as a public corporation in the county for the construction and operation of toll roads and bridges in the county and to authorize the authority to issue revenue bonds to finance the projects. (Proposed by [Act 2016-270](#))

#### **Baldwin County Local Amendment 4**

Relating to Baldwin County; proposing an amendment to the Constitution of Alabama of 1901, authorizing any municipality in the county to allow the limited operation of golf carts on designated municipal streets or public roads subject to restrictions and civil penalties for violations. (Proposed by [Act 2016-271](#))

#### **Baldwin County Local Amendment 5**

Relating to Baldwin County, proposing an amendment to Amendment 660 to the Constitution of Alabama of 1901, as amended by Amendment 780, to revise the term of office of a person appointed to fill a vacancy in the office of circuit or district judge in Baldwin County so that the term will correspond with the general provisions of Section 153 of the Constitution. (Proposed by [Act 2016-273](#))

#### **DeKalb County**

Relating to DeKalb County, proposing an amendment to the Constitution of Alabama of 1901, to repeal Amendment No. 845 of the Constitution of Alabama of 1901, requiring the county commission of the county to call a special election to fill a vacancy in a county office under certain conditions. (Proposed by [Act 2015-500](#) and [Act 2015-501](#))

#### **Fayette County**

Relating to Fayette County, proposing an amendment to the Constitution of Alabama of 1901, to provide that certain elected public officials in Fayette County may participate in the Employees' Retirement System in lieu of participating in a supernumerary program or system. (Proposed by [Act 2016-148](#))

#### **Henry County**

Relating to Henry County, proposing an amendment to the Constitution of Alabama of 1901, to provide that a person who is not over the age of 72 at the time of qualifying or appointment may be elected or appointed to the office of Judge of Probate of Henry County. (Proposed by [Act 2015-128](#))

#### **Houston County**

Relating to Houston County, proposing an amendment to the Constitution of Alabama of 1901, to allow the Judge of Probate of Houston County to exercise equity jurisdiction concurrent with that of the circuit court in cases originally filed in the Probate Court of Houston County if the Judge of Probate is licensed to practice law in the State of Alabama. (Proposed by [Act 2015-46](#))

### **Jefferson County**

Relating to Jefferson County, proposing an amendment to the Constitution of Alabama of 1901, to specify that a tenant or tenants who receives residential garbage service from the county, a municipality, or a local governmental entity shall be solely responsible for the garbage bill. (Proposed by [Act 2015-339](#))

### **Lamar County**

Relating to Lamar County, proposing an amendment to the Constitution of Alabama of 1901, to provide that certain elected or appointed public officials in Lamar County may participate in the Employees' Retirement System in lieu of participating in a supernumerary program or system. (Proposed by [Act 2015-26](#))

### **Lauderdale County**

Relating to Lauderdale County, proposing an amendment to Amendment 819 to the Constitution of Alabama of 1901, to revise the term of office of a person appointed to fill a vacancy in the office of circuit or district judge in Lauderdale County so that the term will correspond with the general provisions of Section 153 of the Constitution. (Proposed by [Act 2016-200](#))

### **Madison County**

Relating to Madison County, proposing an amendment to Amendment 334 to the Constitution of Alabama of 1901, to revise the term of office of a person appointed to fill a vacancy in the office of circuit or district judge in Madison County so that the term will correspond with the general provisions of Section 153 of the Constitution. (Proposed by [Act 2016-272](#))

### **Marion County**

Relating to Marion County, proposing an amendment to the Constitution of Alabama of 1901, to provide for the levy and collection of an additional three mill property tax for fire protection in the county, with the proceeds to be divided equally among the paid and volunteer fire departments in the county. (Proposed by [Act 2016-275](#))

### **Monroe County**

Relating to Monroe County, proposing an amendment to the Constitution of Alabama of 1901, to levy a tax on tobacco products and collect and distribute the proceeds from the tax. (Proposed by [Act 2015-127](#))

### **Montgomery County**

Proposing an amendment to the Constitution of Alabama of 1901, to allow the Montgomery County Sheriff to participate in the Employees' Retirement System in lieu of participating in a supernumerary program. (Proposed by [Act 2016-147](#))

### **Shelby County Local Amendment 1**

Relating to Shelby County; proposing an amendment to the Constitution of Alabama of 1901, to provide procedures for nominations to the Governor by the Shelby County Judicial Commission to fill vacancies in the office of judge of probate. (Proposed by [Act 2015-198](#))

### **Shelby County Local Amendment 2**

Relating to Shelby County, proposing an amendment to Amendment 804 to the Constitution of Alabama of 1901, to revise the term of office of a person appointed to fill a vacancy in the office of circuit or district judge in the 18th Judicial Circuit so that the term will correspond with the general provisions of Section 153 of the Constitution. (Proposed by [Act 2016-269](#))

### **Winston County**

Relating to Winston County, proposing an amendment to the Constitution of Alabama of 1901, to grant sixteenth section and school lands located in Winston County, and held in trust by the state for education purposes in Winston County, to the Winston County Board of Education; to authorize the Winston County Board of Education to manage, sell, lease, and control those lands; and to provide for the distribution of any proceeds and interest from the sale, lease, or other disposition of the land or the sale of timber, minerals, or other natural resources generated by the land. (Proposed by [Act 2015-219](#))