- 1 HB242
- 2 116205-1
- 3 By Representative Collier (Constitutional Amendment)
- 4 RFD: Constitution and Elections
- 5 First Read: 14-JAN-10

1	116205-1:n:01/12/2010:JRC/th LRS2010-182
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8	SYNOPSIS: Under existing law, the Commissioner of
9	Insurance is appointed by the Governor.
10	This bill would propose an amendment to the
11	Constitution of Alabama of 1901, to provide for the
12	commissioner to be elected statewide like other
13	constitutional officers, beginning with the 2014
14	General Election, for a term of six years and with
15	compensation tied to the annual salary of a
16	district judge.
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18	A BILL
19	TO BE ENTITLED
20	AN ACT
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22	Proposing an amendment to the Constitution of
23	Alabama of 1901, to provide for the Commissioner of Insurance
24	to be elected on a statewide basis; and to provide for the
25	term of office and the salary of the commissioner.
26	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 1901, as amended, is proposed and shall become valid as a part thereof when approved by a majority of the qualified electors voting thereon and in accordance with Sections 284, 285, and 287 of the Constitution of Alabama of 1901, as amended:

PROPOSED AMENDMENT

- (a) Commencing with the primary and general elections held in 2014, the Commissioner of the Department of Insurance shall become a constitutional officer of the state who shall be elected in the same manner as the other constitutional officers are elected.
- (b) The term of office for the elected Commissioner of Insurance shall be six years and he or she shall be sworn into office on the first Monday after the second Tuesday in January 2015. The annual salary of the elected Commissioner of Insurance shall be the same as the state salary provided, from time to time, for a district judge.
- (c) The term of office of the Commissioner of Insurance appointed by the Governor who is elected to office in the 2014 general election shall terminate at noon on the first Monday after the second Tuesday in January 2015.
- (d) The provisions of Title 17 of the Code of Alabama 1975, which are applicable to an appointed Commissioner of Insurance shall remain applicable to a Commissioner of Insurance elected pursuant to this amendment

1 except that this amendment shall supersede any provisions of 2 the code which are in conflict with this amendment. (e) This amendment may be implemented and 3 4 supplemented by general law. Section 2. An election upon the proposed amendment 5 6 shall be held in accordance with Sections 284 and 285 of the 7 Constitution of Alabama of 1901, now appearing as Sections 284 and 285 of the Official Recompilation of the Constitution of 8 Alabama of 1901, as amended, and the election laws of this 9 10 state. Section 3. The appropriate election official shall 11 12 assign a ballot number for the proposed constitutional amendment on the election ballot and shall set forth the 13 14 following description of the substance or subject matter of 15 the proposed constitutional amendment: "Proposing an amendment to the Constitution of Alabama of 1901, to provide for the 16 17 Commissioner of Insurance to be elected on a statewide basis; and to provide for the term of office and the salary of the 18 commissioner. Proposed by Act ." 19

language: "Yes () No ()."

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This description shall be followed by the following