

1 HB808  
2 119321-1  
3 By Representatives McLaughlin and McDaniel (N & P)  
4 RFD: Local Legislation  
5 First Read: 01-APR-10

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to Marshall County; to provide for the  
14 nonpartisan election of circuit and district judges.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. In Marshall County, circuit and district  
17 judicial offices shall be nonpartisan and candidates for those  
18 offices shall be elected on a nonpartisan basis. There shall  
19 be a separate ballot for circuit and district judicial  
20 offices, without any party device or symbol appearing, which  
21 shall be designated only as the "Official Nonpartisan Circuit  
22 and District Judicial Ballot" and which shall list all  
23 candidates seeking circuit and district judicial offices. The  
24 "Official Nonpartisan Circuit and District Judicial Ballot"  
25 shall be available during the primary election cycle and a  
26 person may vote for the judicial candidate without voting in  
27 either primary. If a runoff is needed for either the office of

1 district or circuit judge, or both, then the names shall be  
2 placed on another "Official Nonpartisan Circuit and District  
3 Judicial Ballot" that will be voted on during the general  
4 election. If there is no opposition on the "Official  
5 Nonpartisan Circuit and District Judicial Ballot" during the  
6 primary election, then no ballot shall be issued for that race  
7 at that time, but shall be voted on during the general  
8 election on a separate "Official Nonpartisan Circuit and  
9 District Judicial Ballot." If no runoff is needed from the  
10 primary election, then the single name winner of the primary  
11 election from the "Official Nonpartisan Circuit and District  
12 Judicial Ballot" shall be placed on the "Official Nonpartisan  
13 Circuit and District Judicial Ballot" in the general election.  
14 All duties and responsibilities under current state law that  
15 are delegated to the political parties are hereby transferred  
16 to the judge of probate.

17 Section 2. This act shall become effective  
18 immediately following its passage and approval by the  
19 Governor, or its otherwise becoming law.