

1 SB38
2 203036-3
3 By Senator Jones (Constitutional Amendment)
4 RFD: Governmental Affairs
5 First Read: 11-JAN-22
6 PFD: 01/10/2022

SYNOPSIS: Under existing law, the Office of State Auditor is charged with certain responsibilities and duties including maintaining the property inventory of state property. The State Auditor also makes an appointment to each county board of registrars.

This bill would propose an amendment to the Constitution of Alabama of 1901, to merge the Office of State Auditor into the Office to the State Treasurer commencing after the expiration of the term of office in January 2031. The amendment would also transfer the duty of the State Auditor to make an appointment to each local board of registrars to the State Treasurer.

A BILL
TO BE ENTITLED
AN ACT

1 To propose an amendment to the Constitution of
2 Alabama of 1901, to merge the Office of State Auditor into the
3 Office to the State Treasurer upon the expiration of the term
4 of office of the State Auditor in January 2031; and to
5 transfer the duty of the State Auditor to make an appointment
6 to each local board of registrars to the State Treasurer.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

14 PROPOSED AMENDMENT

15 The Office of State Auditor shall be merged into the
16 Office of the State Treasurer upon the expiration of the term
17 of office. No person shall be elected to the office as State
18 Auditor for any term commencing after the expiration of the
19 term of office in January 2031. After the expiration of that
20 term of office, the separate Office of State Auditor is
21 abolished and any reference to State Auditor in the this
22 Constitution, any amendment thereto, or any other law, rule,
23 or regulation shall be deemed to be a reference to the Office
24 of the State Treasurer. Upon the merger of the Office of State
25 Auditor, the functions, duties, and responsibilities which the
26 State Auditor was previously responsible for shall be
27 performed by the State Treasurer. The requirement that the

1 State Auditor appoint a member to each county board of
2 registrars pursuant to Section 17-3-2, Code of Alabama 1975,
3 shall be transferred at that time to the State Treasurer
4 unless otherwise provided by law.

5 Section 2. An election upon the proposed amendment
6 shall be held in accordance with Sections 284 and 285 of the
7 Constitution of Alabama of 1901, as amended, and the election
8 laws of this state.

9 Section 3. The appropriate election official shall
10 assign a ballot number for the proposed constitutional
11 amendment on the election ballot and shall set forth the
12 following description of the substance or subject matter of
13 the proposed constitutional amendment:

14 "Proposing an amendment to the Constitution of
15 Alabama of 1901, to merge the Office of State Auditor into the
16 Office of the State Treasurer upon expiration of the term of
17 office of the State Auditor in January 2031 and to transfer
18 the duty of the State Auditor to appoint a member to each
19 county board of registrars to the State Treasurer at that
20 time.

21 "Proposed by Act _____."

22 This description shall be followed by the following
23 language:

24 "Yes () No ()."