

1 SB103  
2 215516-2  
3 By Senators Givhan, Elliott, Barfoot, Livingston, Butler and  
4 Scofield  
5 RFD: Judiciary  
6 First Read: 18-JAN-22

SYNOPSIS: This bill would create an additional circuit judgeship, designated as Circuit Judgeship Number 8, in the Twenty-third Judicial Circuit comprised of Madison County, an additional circuit judgeship, designated as Circuit Judgeship Number 4, in the Nineteenth Judicial Circuit comprised of Autauga, Chilton, and Elmore Counties, and an additional circuit judgeship, designated as Circuit Judgeship Number 6, in the Twenty-eighth Judicial Circuit comprised of Baldwin County.

This bill would provide for the authority of the judges and for the compensation and benefits of the judges.

This bill would further provide for the reallocation of circuit judgeships by the Judicial Resources Allocation Commission.

A BILL  
TO BE ENTITLED  
AN ACT

1  
2 To provide for an additional circuit judgeship in  
3 the Twenty-third Judicial Circuit comprised of Madison County;  
4 to provide for an additional circuit judgeship in the  
5 Nineteenth Judicial Circuit comprised of Autauga, Chilton, and  
6 Elmore Counties; to provide for an additional circuit  
7 judgeship in the Twenty-eighth Judicial Circuit comprised of  
8 Baldwin County; to provide for the authority of the judges and  
9 for the compensation and benefit of the judges; and to further  
10 provide for the reallocation of vacant circuit judgeships.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. (a) There is created an additional  
13 circuit judgeship for the Twenty-third Judicial Circuit which  
14 shall be designated as Circuit Judgeship Number 8.

15 (b) There is created an additional circuit judgeship  
16 for the Nineteenth Judicial Circuit which shall be designated  
17 as Circuit Judgeship Number 4. The judge appointed or elected  
18 to Judgeship Number 4 may reside in any county within the  
19 Nineteenth Judicial Circuit.

20 (c) There is created an additional circuit judgeship  
21 for the Twenty-eighth Judicial Circuit which shall be  
22 designated as Circuit Judgeship Number 6.

23 (d) Circuit Judgeship Number 8 in the Twenty-third  
24 Judicial Circuit, Circuit Judgeship Number 4 in the Nineteenth  
25 Judicial Circuit, and Circuit Judgeship Number 6 in the  
26 Twenty-eighth Judicial Circuit shall be filled in January 2023  
27 in accordance with the law in effect on that date.

1 (e) The initial judges appointed or elected to the  
2 additional circuit judgeships created pursuant to subsections  
3 (a), (b), and (c) shall serve pursuant to Section 153 of the  
4 Constitution of Alabama of 1901.

5 (f) The initial judges appointed or elected to the  
6 additional circuit judgeships created pursuant to subsections  
7 (a), (b), and (c) shall have and shall exercise all the  
8 jurisdiction, power, rights, and authority and shall possess  
9 all of the qualifications, perform all of the duties, and  
10 shall be subject to all of the responsibilities and duties of  
11 the office to which other circuit judges are subject.

12 (g) The annual compensation of the additional  
13 circuit judges appointed or elected pursuant to subsections  
14 (a), (b), and (c) shall be in accordance with Chapter 10A of  
15 Title 12, Code of Alabama 1975, including, but not limited to,  
16 the provision that no circuit judge first appointed or elected  
17 to office after October 1, 2001, shall be provided a salary  
18 supplement or expense allowance.

19 Section 2. Notwithstanding Section 12-9A-2, Code of  
20 Alabama 1975, or any other law to the contrary, the Judicial  
21 Resources Allocation Commission shall reallocate the first  
22 circuit judgeship that becomes vacant after the effective date  
23 of this act to the Twenty-third Judicial Circuit. Thereafter,  
24 the commission may reallocate any subsequent circuit judgeship  
25 that becomes vacant as provided under existing law.

1                   Section 3. This act shall become effective January  
2           1, 2023, following its passage and approval by the Governor,  
3           or its otherwise becoming law.