

1 HB344  
2 217364-2  
3 By Representatives Moore (M), Rogers, Scott, Treadaway,  
4 Coleman and Hollis (Constitutional Amendment)  
5 RFD: Jefferson County Legislation  
6 First Read: 15-FEB-22

SYNOPSIS: Existing law authorizes the members of a governmental body that is comprised of members from two or more counties to participate in meetings by electronic means, under certain conditions.

This bill would propose an amendment to the Constitution of Alabama of 1901, relating to Jefferson County, to provide that members of county or municipal entities within Jefferson County may participate in meetings by electronic means, under certain conditions.

A BILL  
TO BE ENTITLED  
AN ACT

To propose an amendment to the Constitution of Alabama of 1901, relating to Jefferson County, to authorize the members of a county or municipal entity within the county to participate in meetings by electronic means, under certain conditions.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. The following amendment to the  
3 Constitution of Alabama of 1901, is proposed and shall become  
4 valid as a part of the Constitution when all requirements of  
5 this act are fulfilled:

6 PROPOSED AMENDMENT

7 (a) Members of any of the following entities may  
8 participate in a meeting of that entity by means of telephone  
9 conference, video conference, or other similar communications  
10 equipment:

11 (1) The Jefferson County Commission.

12 (2) The governing body of any municipality entirely  
13 within Jefferson County.

14 (3) Any board, body, or commission that is an  
15 instrumentality of the county or a municipality entirely  
16 within the county.

17 (4) A committee or subcommittee of any entity listed  
18 in subdivision (1), (2), or (3).

19 (b) Notice of any meeting held pursuant to  
20 subsection (a) shall be provided as required by law for a  
21 meeting of that entity.

22 (c) Any entity listed in subdivision (1), (2), or  
23 (3) of subsection (a) shall establish procedures for the  
24 participation in meetings by electronic means by members of  
25 that entity or any committee or subcommittee of that entity,  
26 in compliance with this amendment.

1           Upon ratification of this constitutional amendment  
2 and contingent upon the ratification of the Constitution of  
3 Alabama of 2022, the Code Commissioner shall number and place  
4 this amendment as appropriate in the constitution based upon a  
5 logical sequence and the particular subject or topic of the  
6 amendment. In this amendment, the Code Commissioner may change  
7 capitalization, spelling, and punctuation for the purpose of  
8 style and uniformity; correct manifest grammatical, clerical,  
9 and typographical errors; and correct incorrect  
10 cross-references. The Code Commissioner, during publication,  
11 may also omit this instructional paragraph.

12           Section 2. An election upon the proposed amendment  
13 shall be held in accordance with Section 284.01 of the  
14 Constitution of Alabama of 1901, now appearing as Section  
15 284.01 of the Official Recompilation of the Constitution of  
16 Alabama of 1901, as amended, and the election laws of this  
17 state.

18           Section 3. The appropriate election official shall  
19 assign a ballot number for the proposed constitutional  
20 amendment on the election ballot and shall set forth the  
21 following description of the substance or subject matter of  
22 the proposed constitutional amendment:

23           "Relating to Jefferson County, proposing an  
24 amendment to the Constitution of Alabama of 1901, to provide  
25 that the members of county and municipal entities may  
26 participate in meetings of that governmental body by  
27 electronic means, under certain conditions.

1 "Proposed by Act \_\_\_\_\_"

2 This description shall be followed by the following

3 language:

4 "Yes ( ) No ( )."