

1 SB270
2 197774-3
3 By Senator Jones (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 09-APR-19

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8 SYNOPSIS: This bill would propose a local
9 constitutional amendment relating to Etowah County
10 to provide that all allowances or amounts received
11 by the Sheriff of Etowah County for feeding
12 prisoners would be deposited in a special account
13 and used for feeding prisoners in the county jail.
14 Any excess in the account would be authorized to be
15 used by the sheriff for law enforcement purposes,
16 for school resource officers, and for the operation
17 of the office of the sheriff.

18
19 A BILL
20 TO BE ENTITLED
21 AN ACT
22

23 To propose an amendment to the Constitution of
24 Alabama of 1901, relating to Etowah County, to provide that
25 all allowances received by the sheriff for feeding prisoners
26 would be deposited in a special account and used for feeding
27 of prisoners in the county jail; and to provide that any

1 excess in the account would be authorized to be used for law
2 enforcement purposes, for school resource officers, and for
3 the operation of the office of the sheriff.

4 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

9 PROPOSED AMENDMENT

10 Effective beginning the first day of the next month
11 after the ratification of this amendment, any allowances or
12 other amounts received by the Sheriff of Etowah County for
13 feeding prisoners shall be deposited in a separate account in
14 the county treasury to be known as the "Sheriff's
15 Discretionary Fund." The Sheriff's Discretionary Fund shall be
16 used by the sheriff for the feeding of prisoners in the county
17 jail and as provided herein. Any funds in the Sheriff's
18 Discretionary Fund over the amounts needed for the purposes
19 provided above may be used by the sheriff for law enforcement
20 purposes, for school resource officers, and for the operation
21 of the office of the sheriff. Any funds in the Sheriff's
22 Discretionary Fund at the end of any fiscal year shall be
23 carried over from year to year. In the event additional
24 amounts are needed by the sheriff for the feeding of
25 prisoners, the amounts shall be paid by the sheriff from any
26 other funds appropriated or otherwise available for the
27 operation of the office of the sheriff the expenditure of

1 which is not otherwise restricted by law. The sheriff shall
2 not be subject to the competitive bid law for the purchase of
3 food or supplies used for feeding prisoners in the county
4 jail.

5 Section 2. An election upon the proposed amendment
6 shall be held at the primary election in 2020 in accordance
7 with Section 284 and Section 284.01 of the Constitution of
8 Alabama of 1901, now appearing as Section 284 and Section
9 284.01 of the Official Recompilation of the Constitution of
10 Alabama of 1901, as amended, and the election laws of this
11 state.

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

17 "Relating to Etowah County, proposing an amendment
18 to the Constitution of Alabama of 1901, to provide that all
19 allowances or amounts received by the sheriff for feeding
20 prisoners would be deposited in a special account and used for
21 feeding prisoners in the county jail; and to provide that any
22 excess in the fund would be authorized to be used for law
23 enforcement purposes by the sheriff, for school resource
24 officers, and for the operation of the office of the sheriff.

25 "Proposed by Act _____"

26 This description shall be followed by the following
27 language:

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"Yes () No ()."