

1 SB166  
2 181789-1  
3 By Senator Whatley (Constitutional Amendment)  
4 RFD: County and Municipal Government  
5 First Read: 09-FEB-17

2  
3  
4  
5  
6  
7  
8 SYNOPSIS: This proposed amendment would require any  
9 proposed amendment to the constitution, statewide  
10 or affecting only one county or political  
11 subdivision, to be submitted to the voters at  
12 either a statewide primary or general election.

13 This amendment would also require that  
14 referendums that are required by a state or local  
15 law or by a local governing body must be submitted  
16 at either a statewide primary or general election.

17  
18 A BILL  
19 TO BE ENTITLED  
20 AN ACT  
21

22 Proposing an amendment to the Constitution of  
23 Alabama of 1901, to require any proposed amendment to the  
24 constitution affecting the entire state or only one county or  
25 political subdivision, any proposed state or local act subject  
26 to a referendum, and any referendum called for by a local

1 governing body to be submitted to the voters at either a  
2 statewide primary or general election.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

10 PROPOSED AMENDMENT

11 Notwithstanding Sections 284 and 284.01 of the  
12 Constitution of Alabama of 1901, and any other law to the  
13 contrary, any proposed statewide or local constitutional  
14 amendment, any referendum proposed by state or local law, and  
15 any referendum called by the state or by a county,  
16 municipality, or other local governing body shall be submitted  
17 to the voters at either a statewide primary election or  
18 statewide general election.

19 Section 2. An election upon the proposed amendment  
20 shall be held in accordance with Sections 284 and 285 of the  
21 Constitution of Alabama of 1901, now appearing as Sections 284  
22 and 285 of the Official ReCompilation of the Constitution of  
23 Alabama of 1901, as amended, and the election laws of this  
24 state.

25 Section 3. The appropriate election official shall  
26 assign a ballot number for the proposed constitutional  
27 amendment on the election ballot and shall set forth the

1 following description of the substance or subject matter of  
2 the proposed constitutional amendment:

3 "Proposing an amendment to the Constitution of  
4 Alabama of 1901, to require any proposed amendment to the  
5 constitution and any state or local referendum to be submitted  
6 to the voters at a statewide primary or general election and  
7 not at a special election.

8 "Proposed by Act \_\_\_\_\_."

9 This description shall be followed by the following  
10 language:

11 "Yes ( ) No ( )."