

1 HB445  
2 138009-1  
3 By Representative Todd (Constitutional Amendment)  
4 RFD: Constitution, Campaigns and Elections  
5 First Read: 28-FEB-12

2  
3  
4  
5  
6  
7  
8 SYNOPSIS: Under existing law, there is no limit on the  
9 number of terms a person may serve as a member of  
10 the Alabama House of Representatives or the Alabama  
11 Senate.

12 This bill would provide for an amendment to  
13 Section 46 of the Constitution of Alabama of 1901,  
14 now appearing as Section 46 of the Official  
15 Recompilation of the Constitution of Alabama of  
16 1901, as amended, to limit a legislator to a  
17 maximum of three consecutive terms of office  
18 commencing on or after November 2014. The  
19 limitation would apply to service in either the  
20 House or the Senate, but would not apply to the  
21 period served to fill the unexpired term caused by  
22 a vacancy for any reason.

23  
24 A BILL  
25 TO BE ENTITLED  
26 AN ACT  
27



1 ~~election in the year nineteen hundred and two all the~~  
2 ~~representatives, together with the senators for the even~~  
3 ~~numbered districts and for the thirty-fifth district, shall be~~  
4 ~~elected. The terms of those senators who represent the odd~~  
5 ~~numbered districts under the law in force prior to the~~  
6 ~~ratification of this Constitution, are hereby extended until~~  
7 ~~the day after the general election in the year nineteen~~  
8 ~~hundred and six; and until the expiration of his term as~~  
9 ~~hereinbefore extended, each such senator shall represent the~~  
10 ~~district established by this Constitution, bearing the number~~  
11 ~~corresponding with that for which he was elected. In the year~~  
12 ~~nineteen hundred and six, and in every fourth year thereafter,~~  
13 ~~all the senators and representatives shall be elected.~~

14 Whenever a vacancy shall occur in either house, the governor  
15 shall issue a writ of election to fill such vacancy for the  
16 remainder of the term. On and after the general election in  
17 November 2014, no person may serve as a legislator for more  
18 than three consecutive terms. This limitation shall apply to  
19 any full consecutive terms whether in the Senate or the House  
20 of Representatives. Legislative service which is to fill an  
21 unexpired term caused by a vacancy for any reason shall not be  
22 included in the limitation of legislative service."

23 Section 2. An election upon the proposed amendment  
24 shall be held in accordance with Sections 284 and 285 of the  
25 Constitution of Alabama of 1901, now appearing as Sections 284  
26 and 285 of the Official Recompilation of the Constitution of

1 Alabama of 1901, as amended, and the election laws of this  
2 state.

3 Section 3. The appropriate election official shall  
4 assign a ballot number for the proposed constitutional  
5 amendment on the election ballot and shall set forth the  
6 following description of the substance or subject matter of  
7 the proposed constitutional amendment:

8 "Proposing an amendment to the Constitution of  
9 Alabama of 1901, to amend Section 46 of the Constitution of  
10 Alabama of 1901, now appearing as Section 46 of the Official  
11 Recompilation of the Constitution of Alabama of 1901, as  
12 amended, to limit a legislator to a maximum of three  
13 consecutive terms of office commencing on or after November  
14 2014. The limitation would apply to service in either the  
15 House or the Senate, but would not apply to the period served  
16 to fill the unexpired term caused by a vacancy for any reason.

17 "Proposed by Act \_\_\_\_\_."

18 This description shall be followed by the following  
19 language:

20 "Yes ( ) No ( )."