

1 HB672
2 139163-3
3 By Representatives Ball, McCutcheon, Johnson (W), Hall,
4 Patterson, Williams (P) and Sanderford (N & P)
5 RFD: Madison County Legislation
6 First Read: 10-APR-12

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2 ENROLLED, An Act,

3 Relating to Madison County; to amend Section 5 of
4 Act 1040 of the 1973 Regular Session (Acts 1973, p. 1627),
5 relating to the court administrator in the Twenty-third
6 Judicial Circuit, to provide for the appointment of the court
7 administrator by the presiding circuit judge as a confidential
8 employee of the court system; to provide for the duties and
9 compensation of the court administrator; to provide for the
10 selection of administrative, clerical, or support personnel by
11 the court administrator; to provide for the application of the
12 Madison County Preservation of Justice Act to the office; and
13 to clarify the abolishment of the existing position of court
14 administrator.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. Section 5 of Act 1040 of the 1973 Regular
17 Session (Acts 1973, p. 1627), is amended to read as follows:

18 "Section 5. (a) The Office of Court Administrator of
19 the Twenty-third Judicial Circuit of Alabama is redefined as
20 provided in this section. Immediately on passage of the act
21 amending this section, but not less than five days thereafter,
22 the presiding circuit judge of the 23rd Judicial Circuit shall
23 nominate for appointment, subject to the approval of a
24 majority vote of the circuit and district judges of the
25 Twenty-third Judicial Circuit, a court administrator, who

1 shall be a confidential employee of this state, subject to
2 laws and rules of the Unified Judicial System of Alabama, and
3 shall be supervised by the presiding circuit judge of the
4 circuit. The court administrator and each confidential
5 employee of the office of court administrator shall be
6 compensated under the provisions of the Unified Judicial
7 System. The duties and responsibilities of the court
8 administrator include, but are not limited to, all of the
9 following:

10 "(1) The court administrator shall work with the
11 judges of the Twenty-third Judicial Circuit and the circuit
12 court clerk to compile, obtain, and digest information
13 concerning the administration of justice in the Twenty-third
14 Judicial Circuit.

15 "(2) The court administrator shall apply for and
16 receive any grants or other assistance and coordinate and
17 conduct studies and projects in connection with the
18 improvement of the administration of justice in the
19 Twenty-third Judicial Circuit.

20 "(3) The court administrator shall carry on or
21 assist in programs designed to aid the continuing legal and
22 judicial education of judges, clerks, and other court
23 personnel.

1 "(4) The court administrator shall prepare and
2 administer certain financial information necessary for
3 accounting and procurement.

4 "(5) The court administrator shall assist the judges
5 in the Twenty-Third Judicial Circuit in gathering information
6 needed in the management of any pre-trial release program in
7 operation in Madison County.

8 "(6) The court administrator shall manage the jury
9 system.

10 "(7) The court administrator shall prepare and
11 submit to the court, at least annually, a report of the
12 activities and the state of business of the court. This
13 document shall be published by the court and shall include a
14 description of innovations and modifications introduced to
15 improve the court.

16 "(b) Immediately upon the appointment of the court
17 administrator, the court administrator may select three
18 administrative, clerical, or other support personnel to serve
19 in the court administrator's office of the Twenty-third
20 Judicial Circuit. All support personnel in the office of the
21 court administrator shall serve as confidential employees
22 pursuant to the laws and rules of the Unified Judicial System.

23 "(c) All personnel of the Office of Court
24 Administrator of the Twenty-third Judicial Circuit, including
25 the court administrator, shall be protected pursuant to the

1 provisions of Act 2004-262 of the 2004 Regular Session and
2 known as "The Madison County Preservation of Justice Act."

3 "(d) The purposes of this act are to effect
4 efficiency and economy in the operation of the courts of the
5 Twenty-third Judicial Circuit of Alabama.

6 "(e) Upon the appointment of a court administrator
7 pursuant to subsection (a), the position of court
8 administrator as provided prior to the effective date of the
9 act amending this section is abolished.

10 Section 2. This act shall become effective
11 immediately following its passage and approval by the
12 Governor, or its otherwise becoming law.

