

1 HB741
2 140052-3
3 By Representative Baughn (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 19-APR-12

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ENROLLED, An Act,

Relating to Winston County; proposing an amendment to the Constitution of Alabama of 1901, to provide for the judge of probate to be compensated on a salary basis and to provide for the one-stop issuance of motor vehicle license plates by the judge of probate.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

PROPOSED AMENDMENT

Effective with the term of office beginning in January 2013, the Judge of Probate of Winston County shall be compensated on a salary basis paid in equal monthly installments from the general fund of the county. The initial annual salary of the judge of probate shall be equal to 80 percent of the annual compensation paid by the state to the district court judge of the county on the date of the ratification of this amendment. Thereafter, any increases in compensation shall be applied pursuant to Chapter 2A of Title 11, Code of Alabama 1975.

1 The Winston County Commission shall provide for
2 operating expenses of the office of judge of probate pursuant
3 to general law.

4 All fees, commissions, allowances, percentages, and
5 other charges ~~collected by~~ allocable to the Judge of Probate
6 of Winston County shall be collected, but shall be paid into
7 the general fund of Winston County.

8 The judge of probate shall perform all duties
9 relating to the issuance of motor vehicle license plates in
10 the county and shall perform all duties relating to the
11 assessment and collection of ad valorem taxes on motor
12 vehicles, which have heretofore been performed by the revenue
13 commissioner. The revenue commissioner is relieved of all
14 duties and responsibilities relating to the assessment and
15 ~~collection of taxes on motor vehicles. All fees relating to~~
16 ~~the issuance of motor vehicle license plates shall be~~
17 ~~deposited in the county general fund.~~ collection of taxes on
18 motor vehicles. The judge of probate shall receive the
19 commissions and fees currently allocated to the revenue
20 commissioner for performing these functions, and these fees
21 and commissions shall be remitted to the county general fund.
22 Reporting and remitting of the collections of these fees shall
23 be made by the judge of probate or as otherwise required by
24 law.

1 This constitutional amendment, after its
2 ratification, shall become effective the beginning of the next
3 term of office of the judge of probate.

4 Section 2. An election upon the proposed amendment
5 shall be held in accordance with Amendment 555 to the
6 Constitution of Alabama of 1901, now appearing as Section
7 284.01 of the Official Recompilation of the Constitution of
8 Alabama of 1901, as amended, and the election laws of this
9 state.

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

15 "Relating to Winston County, proposing an amendment
16 to the Constitution of Alabama of 1901, to provide for the
17 judge of probate to be compensated on a salary basis and to
18 provide for the one-stop issuance of motor vehicle license
19 plates by the judge of probate.

20 "Proposed by Act _____."

21 This description shall be followed by the following
22 language:

23 "Yes () No ()."

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 26-APR-12.

Greg Pappas
Clerk

Senate	10-MAY-12	Amended and Passed
House	16-MAY-12	Concurred in Sen- ate Amendment