

HB499 INTRODUCED



1 HB499
2 V7DT2VP-1
3 By Representative Bracy
4 RFD: County and Municipal Government
5 First Read: 24-Feb-26



SYNOPSIS:

Under existing law, the Legislature, by local legislation, may abolish the office of constable in a county.

This bill would authorize the Legislature, by local legislation, to revise the number of constables in the county, revise the areas within the county to be represented by a constable, or revise the conditions under which a constable vacates his or her office.

This bill would also make conforming changes.

A BILL
TO BE ENTITLED
AN ACT

Relating to constables; to authorize the Legislature to further provide for the number of constables in the county; and to further provide for conditions constitution a vacancy in the office of constable.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 36-23-1, 36-23-3, and 36-23-7, Code of Alabama 1975, are amended to read as follows:

"§36-23-1

(a) There shall be one constable for each election



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precinct in each county, to be elected as provided by law, who shall hold office for four years from the first Monday after the second Tuesday in January next after his election and until his successor is elected and qualified.

(b) Any county, by local legislation, may abolish the office of constable.

(c) Notwithstanding subsection (a), any county, by local legislation, may do any of the following:

(1) Revise the number of constables in the county.

(2) Revise the areas within the county to be represented by constables.

(3) Revise the conditions under which a constable is considered to have vacated his or her office."

"§36-23-3

When a vacancy ~~in any election precinct is occasioned by the death or removal from such precinct of~~ occurs in the office of any constable ~~thereof~~, the judge of probate ~~must~~ shall notify the Governor."

"§36-23-7

~~The A~~ constable shall vacate his or her office by removal from the election precinct for which he or she is elected, or as otherwise provided by law."

Section 2. This act shall become effective on October 1, 2026.