



Deciphering Proposed Constitutional Amendments

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Ballot Language: Proposed Amendment 1

- “Proposing an amendment to the Constitution of Alabama of 1901, to establish procedures to ensure that no more than three of the members of the Auburn University Board of Trustees shall have terms that expire in the same calendar year and to add two additional at-large members to the board to enhance diversity on the board.”

What Amendment 1 Actually Means...

Amendment 1 does two things. First, it sets up a process to make sure that no more than three of the members of the Auburn University Board of Trustees will have terms that end in the same year. Second, it adds two more at-large members to the board who are intended to add diversity to the Board. This increases the size of the Board from 14 to 16 total members with 5 at-large members.

Ballot Language: Proposed Amendment 2

- “Proposing an amendment to the Constitution of Alabama of 1901, to prohibit any monies from the State Parks Fund, the Parks Revolving Fund, or any fund receiving revenues currently deposited in the State Parks Fund or the Parks Revolving Fund, and any monies currently designated pursuant to statute for the use of the state parks system from being transferred for another purpose other than the support, upkeep, and maintenance of the state parks system...”

What Amendment 2 Actually Means...

Currently, revenues generated by state parks may be spent by the Legislature for purposes other than maintaining the state parks. And with some exceptions, current law requires the Department of Conservation and Natural Resources to operate and maintain all state park lands and facilities.

Amendment 2 would prevent the Legislature from spending revenues generated at state parks for any purposes other than maintaining the state parks *unless these revenues exceeded \$50 million annually*. Amendment 2 would also allow, but not require, certain state park lands and facilities to be operated and maintained by an entity other than the Department of Conservation and Natural Resources.

Ballot Language: Proposed Amendment 3

- “Proposing an amendment to the Constitution of Alabama of 1901, to revise the procedure for adoption of local constitutional amendments to provide that a proposed constitutional amendment the Legislature determines without a dissenting vote applies to only one county or a political subdivision within one or more counties shall be adopted as a valid part of the constitution by a favorable vote of a majority of the qualified electors of the affected county or the political subdivision and county or counties in which the political subdivision is located, who vote on the amendment.”

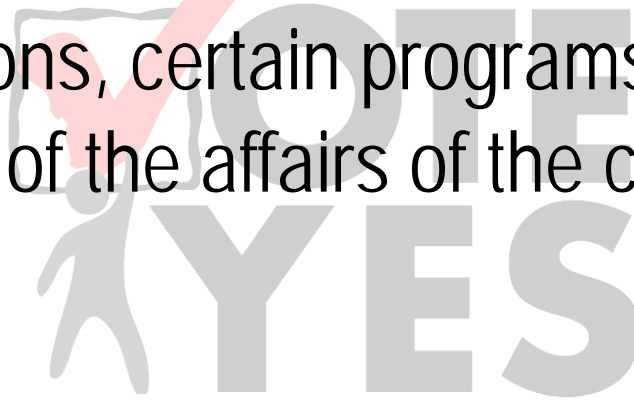
What Amendment 3 Actually Means...

**Contact Terri Reynolds at the
ACCA for more information
about this critically important
issue: 334-263-7594**

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Ballot Language: Proposed Amendment 4

- “Proposing an amendment to the Constitution of Alabama of 1901, to authorize each county commission in the state to establish, subject to certain limitations, certain programs related to the administration of the affairs of the county.”



What Amendment 4 Actually Means...

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Ballot Language: Proposed Amendment 5

- “Proposing an amendment to the Constitution of Alabama of 1901, to repeal and restate the provisions of Article III of the Constitution of Alabama of 1901 relating to separation of powers to modernize the language without making any substantive change, effective January 1, 2017.”

What Amendment 5 Actually Means...

Language related to the powers given to the three branches of Alabama government is currently contained in two parts of the State Constitution. The first part divides state government into the legislative, executive, and judicial branches, and says that one branch “shall never” exercise the powers of the other two branches. The second part says that the state must follow a state court order to spend state funds after the spending has been approved by a majority of the Legislature.

Amendment 5 does two things. First, it combines these two into the same part of the State Constitution. Second, it removes outdated words and phrases like “body of magistracy” and “to wit” from the Constitution.

Ballot Language: Proposed Amendment 6

- “Proposing an amendment to the Constitution of Alabama of 1901, to become operative January 1, 2017, to repeal and replace Article VII, Impeachments.”

What Amendment 6 Actually Means...

Amendment 6 changes how the Governor, Lieutenant Governor, Attorney General, State Auditor, Secretary of State, State Treasurer, State Board of Education, Superintendent of Education, Commissioner of Agriculture, and members of the Alabama Supreme Court can be impeached and removed from office. Right now, the State Constitution does not set the number of votes required to remove one of these officials from office. Amendment 6 would require a two-thirds majority vote of the Alabama Senate for removal from office.

Amendment 6 also subjects the entire State Board of Education to impeachment, and removes the Superintendent of Education, who is appointed by and can only be removed by the Board, from the impeachment process. Amendment 6 will not change the reasons someone can be impeached.

Ballot Language: Proposed Amendment 7

- “Relating to Etowah County, proposing an amendment to the Constitution of Alabama of 1901, to provide that the employees of the Office of Sheriff of Etowah County, except for the chief deputy, chief of detention, chief of administration, chief of investigation, director of communications, and food service manager, shall be under the authority of the of the Personnel Board of the Office of the Sheriff of Etowah County.”

What Amendment 7 Actually Means...

Amendment 7 will require all Etowah County Sheriff's employees, except people serving in specified management positions, to be under the authority of the Personnel Board of the Office of Sheriff of Etowah County. The Personnel Board for the Etowah County Sheriff's Office was created during the 2015 Regular Session of the Alabama Legislature, but will not be officially established unless Amendment 7 is ratified.

Amendment 7 will only relate to Etowah County.

Ballot Language: Proposed Amendment 8

- “Proposing an amendment to the Constitution of Alabama of 1901, to declare that it is the public policy of Alabama that the right of persons to work may not be denied or abridged on account of membership or nonmembership in a labor union or labor organization; to prohibit an agreement to deny the right to work, or place conditions on prospective employment, on account of membership or nonmembership in a labor union or labor organization; to prohibit an employer from requiring its employees to abstain from union membership as a condition of employment; and to provide that an employer may not require a person, as a condition of employment or continuation of employment, to pay dues, fees, or other charges of any kind to any labor union or labor organization.”

What Amendment 8 Actually Means...

Under current law, the Code of Alabama, but not the State Constitution, declares that a person's membership or non-membership in a labor union or organization may not eliminate or reduce that person's right to work, nor be used as a condition for employment or continuation of employment. Amendment 8 would place these identical right-to-work provisions from the Code of Alabama in the State Constitution.

Ballot Language: Proposed Amendment 9

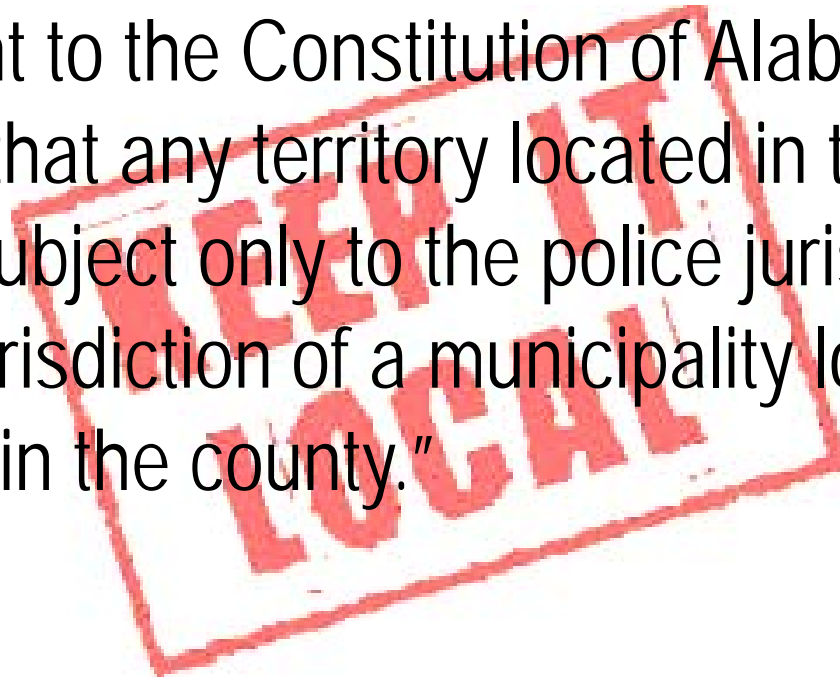
- “Relating to Pickens County, proposing an amendment to the Constitution of Alabama of 1901, to provide that a person who is not over the age of 75 at the time of qualifying for election or at the time of his or her appointment may be elected or appointed to the office of Judge of Probate of Pickens County.”

What Amendment 9 Actually Means...

Under current law, a person is constitutionally prohibited from being elected or appointed to a judicial office in Alabama, including Probate Judge, after reaching the age of 70 years. Amendment 9 would allow a person who is not over the age of 75 to be elected or appointed Probate Judge in Pickens County. The person's age would be considered at either the beginning of the time to qualify for an election (if the person was elected) or at the time of the appointment (if the person was appointed). No other judicial offices in the state would be impacted by Amendment 9. The Amendment only applies to Pickens County.

Ballot Language: Proposed Amendment 10

- “Relating to Calhoun County, proposing an amendment to the Constitution of Alabama of 1901, to provide that any territory located in the county would be subject only to the police jurisdiction and planning jurisdiction of a municipality located wholly or partially in the county.”



What Amendment 10 Actually Means...

Some Alabama cities have the authority to exercise police jurisdiction within 3 miles of its corporate limits and planning jurisdiction (subdivision and certain development) within 5 miles of its corporate limits. Amendment 10 will prevent any city or town that is not located completely or partially within Calhoun County from exercising police jurisdiction or planning jurisdiction over any territory in Calhoun County. Amendment 10 will only apply to Calhoun County.

Ballot Language: Proposed Amendment 11

- “Proposing an amendment to the Constitution of Alabama of 1901, as amended, to permit cities and counties, notwithstanding any existing constitutional restrictions, to utilize tax increment district revenues collected within a Major 21st Century Manufacturing Zone and other moneys to incentivize the establishment and improve various types of manufacturing facilities located or to be located in such Zone, and to validate and confirm the Major 21st Century Manufacturing Zone Act, Act No. 2013-51”

What Amendment 11 Actually Means...

Under current law, a city or county may pledge a projected increase in future property taxes to acquire and redevelop private property in areas that have been specially designated as suitable for certain major manufacturing facilities. After acquisition, the city or county may sell the property to a private entity, but the sale price must, at a minimum, equal the property's fair market value. Amendment 11 would give the city or county sole discretion to determine the sale price of property meeting these conditions, regardless of the property's fair market value.

Ballot Language: Proposed Amendment 12

- “Relating to municipalities in Baldwin County; proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature by general or local law to provide for any municipalities in the county to incorporate a toll road and bridge authority as a public corporation in the municipality for the construction and operation of toll roads and bridges in the municipality and to authorize the authority to issue revenue bonds to finance the projects.”

What Amendment 12 Actually Means...

Amendment 12 would allow the Alabama Legislature to enact a future law incorporating a toll road and bridge authority for a city or town in Baldwin County. The membership, duties, and powers of the authority would be included in the law establishing the authority. If established, the authority would be a public corporation that would oversee the construction and operation of toll roads and bridges within the limits of its city or town. Any established toll road and bridge authorities may be authorized to finance its projects and may accept funding from Baldwin County or other state or local governmental entities. Amendment 12 will only relate to the towns and cities in Baldwin County.

Ballot Language: Proposed Amendment 13

- “Proposing an amendment to the Constitution of Alabama of 1901, to repeal any existing age restriction on the appointment, election, or service of an appointed or elected official, with the exception of persons elected or appointed to a judicial office, currently imposed by a provision of the Constitution or other law; and to prohibit the Legislature from enacting any law imposing a maximum age limitation on the appointment, election, or service of an appointed or elected official.”

What Amendment 13 Actually Means...

Amendment 13 does two things. First, except for judicial offices, Amendment 13 eliminates any law that imposes a maximum age restriction on the election or appointment of a public official. Second, Amendment 13 prevents the Legislature from passing a future law that includes a maximum age restriction on the election or appointment of a public official.

Ballot Language: Proposed Amendment 14

- “Proposing an amendment to the Constitution of Alabama of 1901, to amend Amendment 448 to the Constitution of Alabama of 1901, now appearing as Section 71.01 of the Official ReCompilation of the Constitution of Alabama of 1901, as amended, to ratify, approve, validate, and confirm the application of any budget isolation resolution relating to a bill proposing a local law adopted by the Legislature before November 8, 2016, that conformed to the rules of either body of the Legislature at the time it was adopted.”

What Amendment 14 Actually Means...

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