ALABAMA LOCAL CONSTITUTIONAL AMENDMENT COMMISSION MINUTES
JULY 6, 2016
ALABAMA STATE CAPITOL
MONTGOMERY, ALABAMA

Commission Member designees present were Mr. David Byrne, General Counsel to the
Governor, representing the Governor of the State of Alabama; Mr. Taylor Nichols, Deputy Chief
of Staff to the Lt. Governor, representing the Lt. Governor of the State of Alabama; Mr. Jim
Entrekin, Chief of Staff to the Acting Speaker of the House of Representatives, representing the
Acting Speaker of the Alabama House of Representatives; and Mrs. Misty Messick, Assistant
Attorney General, representing the Attorney General of the State of Alabama. Also present was
Commission Member John H. Merrill, Secretary of State of the State of Alabama. Present on
behalf of the Office of Secretary of State were Mr. Ed Packard, Director of Elections, Ms. Tracy
Croom, Elections Administrator and Mr. David Brewer, Chief of Staff.

CALL TO ORDER AND WELCOME

Mr. Packard called the meeting to order at 2:04 p.m. and with a quorum present, the Commission
transacted the following business to-wit:

ROLL CALL

Mr. Packard asked all the Commission members or their designees to indicate their attendance at
the meeting at which it was confirmed that a quorum as above referenced was present.

CONFIRMATION OF MEETING POSTED TO OPEN MEETINGS WEB SITE

Mr. Packard informed the Commission that today’s meeting was posted on the Alabama Open
Meetings Act website, compliant with applicable law.

CONSIDERATION OF AMENDMENTS

Mr. Packard discussed with the Commission the several proposed constitutional amendments as
passed by the Alabama Legislature during the 2016 Regular Session.

Further, Mr. Packard discussed Act No. 2016-144 and that it had the impact of affecting other
jurisdictions outside Calhoun County and, that in the past, these type similar situations were
considered for statewide ballot approval.

MOTION BY COMMISSION MEMBER MERRILL, SECONDED BY COMMISSION
MEMBER DESIGNEE BYRNE, TO APPROVE AN ACT FOR PLACEMENT ON THE
NOVEMBER 8, 2016 STATEWIDE BALLOT AS FOLLOWS:
MOTION PASSED.

Commission Member designee Messick addressed Act No. 2016-274 and asked the Commission to consider placing the same on the November 8, 2016 statewide ballot due to certain language contained therein which did not limit its scope, fiscally, to only Baldwin County. Discussion ensued among the Commission members. Commission Member designee Messick stated that she believed that no one would second guess the Commission on its determination if it placed Act No. 2016-274 on the November 8, 2016 statewide ballot. Mr. Packard discussed the possibility of Act No. 2016-274 passing only in Baldwin County, but failing statewide. If this transpired, then, at least if litigation ensued questioning if the statewide vote was necessary that the Baldwin County results would help.

MOTION BY COMMISSION MEMBER DESIGNEE MESSICK, SECONDED BY COMMISSION MEMBER MERRILL, TO APPROVE AN ACT FOR PLACEMENT ON THE NOVEMBER 8, 2016 STATEWIDE BALLOT DUE TO IT NOT BEING LIMITED IN ITS APPLICATION TO BALDWIN COUNTY AS FOLLOWS:

ACT NO. 2016-274

MOTION PASSED.

Thereafter, the Commission considered the remaining issues before the body.

MOTION BY COMMISSION MEMBER MERRILL, SECONDED BY COMMISSION MEMBER DESIGNEE ENTREKIN, TO APPROVE CERTAIN ACTS FOR PLACEMENT ON THE NOVEMBER 8, 2016 STATEWIDE BALLOT AS FOLLOWS:
ACT NO. 2016-86
ACT NO. 2016-145
ACT NO. 2016-267

FURTHER, TO APPROVE CERTAIN ACTS PROPOSING RESPECTIVE AMENDMENTS OF LOCAL APPLICATION, WHICH HAD NO DISSENTING VOTES IN THE LEGISLATURE, FOR PLACEMENT ON THE BALLOT FOR THE APPLICABLE AND RESPECTIVE JURISDICTION AS FOLLOWS:

ACT NO. 2016-147
ACT NO. 2016-148
ACT NO. 2016-200
ACT NO. 2016-269
ACT NO. 2016-270
ACT NO. 2016-271
ACT NO. 2016-272
ACT NO. 2016-273
ACT NO. 2016-275

FURTHER, TO APPROVE AN ACT PROPOSING AN AMENDMENT OF LOCAL APPLICATION, WHICH HAD AT LEAST ONE DISSENTING VOTE IN THE LEGISLATURE, FOR PLACEMENT ON THE STATEWIDE BALLOT:

ACT NO. 2016-120

Ayes: 5  Commission Members/Designees: David Byrne, Taylor Nichols, Jim Entrekin, Misty Messick and John H. Merrill

No: 0  Commission Members:  (None)
Abstain: 0  Commission Members:  (None)
Absent: 0  Commission Members:  (None)

MOTION PASSED.

OTHER BUSINESS

Mr. Packard addressed the Commission regarding the future of the Alabama Local Constitutional Amendment Commission due to a pending matter before the Alabama voters during the November 8, 2016 statewide election.

ADJOURNMENT

With no other business before the body the Commission considered its adjournment.
MOTION BY COMMISSION MEMBER MERRILL, SECONDED BY COMMISSION MEMBER DESIGNEE MESSICK, TO ADJOURN AT 2:35 P.M. THE JULY 6, 2016 MEETING OF THE ALABAMA LOCAL CONSTITUTIONAL AMENDMENT COMMISSION.

Ayes: 5  Commission Members/Designees: David Byrne, Taylor Nichols, Jim Entrekin, Misty Messick and John H. Merrill

No: 0  Commission Members: (None)

Abstain: 0  Commission Members: (None)

Absent: 0  Commission Members: (None)

MOTION PASSED.