

**Beth Chapman**  
Secretary of State

P.O. Box 5616  
Montgomery, AL 36103-5616

# STATE OF ALABAMA

I, **Beth Chapman, Secretary of State of the State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that** the attached certification of proposed Constitutional Amendments is the prescribed ballot language for the Tuesday, November 4, 2008, General Election ballot. Please take all steps necessary to ensure that the proposed Statewide Constitutional Amendments and, where applicable, Local Constitutional Amendments, appear on the ballot in the precise language. \_\_\_\_\_



**In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery, on this day.**

August 29, 2008

Date

*Beth Chapman*  
Beth Chapman Secretary of State

**“Shall the following Amendments be adopted  
to the Constitution of Alabama?”**

***PROPOSED AMENDMENTS TO APPEAR ON  
THE BALLOT STATEWIDE***

**Statewide Amendment Number One**

Proposing an amendment to the Constitution of Alabama of 1901, to repeal Amendment 709 to the Constitution of Alabama of 1901; to reestablish the Education Trust Fund Rainy Day Account within the Alabama Trust Fund; and to establish the General Fund Rainy Day Account within the Alabama Trust Fund. (Proposed by Act 2008-508)

Yes  
No

**Statewide Amendment Number Two**

Relating to Shelby County, proposing an amendment to the Constitution of Alabama of 1901, establishing the Shelby County Judicial Commission and providing for the filling of vacancies in the offices of circuit and district judge of the 18th Judicial Circuit. (Proposed by Act 2007-225)

Yes  
No

**Statewide Amendment Number Three**

Proposing an amendment to the Constitution of Alabama of 1901, providing for the levy of ad valorem tax for public school purposes in the portion of the City of Madison located in Limestone County for the purpose of equalizing the rate of ad valorem taxation in those portions of the City of Madison located in Limestone County with those portions of the City located in Madison County and providing for the manner of conducting elections with respect to the tax. (Proposed by Act 2007-360)

Yes  
No

**Statewide Amendment Number Four**

Relating to Blount County, proposing an amendment to the Constitution of Alabama of 1901, to prohibit any municipality that is not located wholly or in part within the boundaries of Blount County on the effective date of this amendment from annexing any territory within Blount County without the approval of the electorate of Blount County expressed in a vote on the issue of the annexation. (Proposed by Act 2008-285)

Yes  
No

**Statewide Amendment Number Five**

Relating to Russell County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature, by local or general act, to fix, regulate, and alter the costs and charges of court and to ratify and confirm any local law authorizing any additional court costs enacted prior to the adoption of this amendment. (Proposed by Act 2008-288)

Yes  
No

**Statewide Amendment Number Six**

Relating to the City of Tuskegee in Macon County, proposing an amendment to Amendment 591 to the Constitution of Alabama of 1901, to provide for the election of two persons to the utilities board and the term of office of, procedure for the filling of vacancies in, and compensation of, the positions; and to provide for who may vote in the election. (Proposed by Act 2008-293)

Yes  
No

**“Shall the following Amendments be adopted  
to the Constitution of Alabama?”**

***PROPOSED AMENDMENTS WHICH APPLY  
TO ONLY ONE COUNTY AND ARE TO APPEAR ON THE BALLOT IN  
ONLY THE COUNTY OF APPLICATION***

**Baldwin County – Local Amendment Number One**

Relating to Baldwin County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the State Revenue Commissioner to appoint additional members to the Baldwin County Board of Equalization for the limited purpose of hearing objections to any assessments or valuations fixed by the Revenue Commissioner. (Proposed by Act 2008-295)

Yes  
No

**Baldwin County – Local Amendment Number Two**

Relating to Baldwin County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the county commission to adopt ordinances related to the control and use of county owned public buildings, public parks, boat launches, and historic sites in the same manner as municipalities may adopt local ordinances and provide for penalties not to exceed the penalties for a Class C misdemeanor. (Proposed by Act 2008-452)

Yes  
No

**Baldwin County – Local Amendment Number Three**

Relating to Baldwin County, proposing an amendment to the Constitution of Alabama of 1901, to amend Amendment No. 781 of the Constitution of Alabama of 1901, now appearing as Section 16, Local Amendments, Baldwin County, Official Recompilation of the Constitution of Alabama of 1901, as amended, which authorizes the Legislature to regulate wastewater utilities in the county, to further provide for exclusions from the definition of wastewater system. (Proposed by Act 2008-506)

Yes  
No

**Blount County**

Relating to Blount County, proposing an amendment to the Constitution of Alabama of 1901, to provide for an additional vehicle license plate issuance fee and to provide for distribution of the fee. (Proposed by Act 2008-289)

Yes  
No

**Chilton County**

Relating to Chilton County, proposing an amendment to Amendment No. 680 to the Constitution of Alabama of 1901, now appearing as Section 5, Local Amendments, Chilton County, Official Recompilation of the Constitution of Alabama of 1901, as amended, which authorizes the Chilton County Commission to levy a special property tax on property outside the corporate limits of municipalities for emergency services to provide further for the collection and distribution of the tax. (Proposed by Act 2007-207)

Yes  
No

**Coffee County**

Relating to Coffee County, proposing an amendment to Amendment 633 to the Constitution of Alabama of 1901, now appearing as Section 5, Local Amendments, Coffee County, Official Recompilation of the Constitution of Alabama of 1901, as amended, to allow the sheriff to participate in the State Employees' Retirement System. (Proposed by Act 2008-124)

Yes  
No

**Conecuh County**

Relating to Conecuh County, proposing an amendment to the Constitution of Alabama of 1901, to require the Conecuh County Commission to continue to levy an ad valorem tax of nine and one-half mills for public schools for a twenty-year period and to repeal all previously levied ad valorem taxes for public schools in the county, except the mills levied by Amendment 778 of the Constitution of Alabama of 1901 so that the total taxes levied for public schools in the county are equal to nine and one-half mills per dollar of assessed value of the taxable property levied by this amendment plus the one-half mill of ad valorem tax that Amendment 778 to the Constitution of Alabama of 1901 required and not to levy an additional tax. (Proposed by Act 2008-292)

Yes  
No

**DeKalb County – Local Amendment Number One**

Relating to DeKalb County, proposing an amendment to the Constitution of Alabama of 1901, to prohibit the imposition of an occupational tax. (Proposed by Acts 2007-227 and 2007-318)

Yes  
No

**DeKalb County – Local Amendment Number Two**

Relating to DeKalb County, proposing an amendment to the Constitution of Alabama of 1901, to prohibit the establishment or continued operation of a methadone clinic without the approval of the voters in the county. (Proposed by Act 2007-357)

Yes  
No

**Etowah County – Local Amendment Number One**

Relating to Etowah County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature, by local or general act, to fix, regulate, and alter the costs and charges of court. (Proposed by Act 2007-211)

Yes  
No

**Etowah County – Local Amendment Number Two**

Relating to Etowah County, proposing an amendment to the Constitution of Alabama of 1901, to provide that certain elected or appointed public officials in Etowah County may participate in the Employees' Retirement System in lieu of participating in a supernumerary program or system. (Proposed by Act 2008-283)

Yes  
No

**Fayette County**

Relating to Fayette County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature, by local or general act, to fix, regulate, and alter the costs and charges of court and to ratify and confirm any local law authorizing any additional court costs enacted prior to the adoption of this amendment. (Proposed by Act 2007-354)

Yes  
No

**Franklin County**

Relating to Franklin County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature, by local or general act, to fix, regulate, and alter the costs and charges of court and to ratify and confirm any local law authorizing any additional court costs enacted prior to the adoption of this amendment. (Proposed by Act 2007-355)

Yes  
No

**Geneva County**

Relating to Geneva County, proposing an amendment to the Constitution of Alabama of 1901, to authorize an additional court cost and a document service fee on certain civil and criminal cases in the circuit and district courts; to provide for distribution of the additional court cost to fund the planning, design, construction, financing, and equipping of a new jail and the operation of the present jail and to provide for distribution of the document service fee for the operation of the sheriff's office. (Proposed by Act 2008-290)

Yes  
No

**Henry County**

Relating to Henry County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature to fix, alter, and regulate court costs in the county. (Proposed by Act 2007-208)

Yes  
No

**Jackson County**

Relating to Jackson County, proposing an amendment to the Constitution of Alabama of 1901, to prohibit the imposition of an occupational tax. (Proposed by Acts 2007-226 and 2007-317)

Yes  
No

**Jefferson County**

Relating to Jefferson County, proposing an amendment to the Constitution of Alabama of 1901, to specify that a tenant or tenants who receives sewer service shall be solely responsible for the sewer bill. (Proposed by Act 2007-362)

Yes  
No

**Lamar County**

Relating to Lamar County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature, by local or general act, to fix, regulate, and alter the costs and charges of court and to ratify and confirm any local law authorizing any additional court costs enacted prior to the adoption of this amendment. (Proposed by Acts 2007-313 and 2007-356)

Yes  
No

**Lauderdale County**

Relating to Lauderdale County, proposing an amendment to the Constitution of Alabama of 1901, to establish the Lauderdale County Judicial Commission, for the purpose of filling judicial vacancies within the county. (Proposed by Act 2007-222)

Yes  
No

**Lee County**

Relating to Lee County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature, by local or general act, to fix, regulate, and alter the costs and charges of court and to ratify and confirm any local law authorizing any additional court costs enacted prior to the adoption of this amendment. (Proposed by Acts 2007-315 and 2007-358)

Yes  
No



**Marshall County**

Relating to Marshall County, proposing an amendment to the Constitution of Alabama of 1901, to provide that certain elected or appointed public officials in Marshall County may participate in the Employees' Retirement System in lieu of participating in a supernumerary program or system. (Proposed by Act 2008-291)

Yes  
No

**Mobile County**

Proposing an amendment to the Constitution of Alabama of 1901, for those areas of Mobile County outside the corporate limits of any municipality, to authorize the Legislature to establish a procedure by which a dog can be declared dangerous and to provide for a penalty. (Proposed by Act 2008-84)

Yes  
No

**Pickens County**

Relating to Pickens County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature, by local or general act, to fix, regulate, and alter the costs and charges of court. (Proposed by Act 2007-316)

Yes  
No

**Russell County**

Relating to Russell County, proposing an amendment to the Constitution of Alabama of 1901, relating to Russell County, to provide that the City of Phenix City may not sell or transfer its water and sewer system unless the sale or transfer is approved at a referendum of the voters in the city. (Proposed by Act 2008-287)

Yes  
No

**Shelby County**

Relating to Shelby County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature by local law to provide for the reorganization of the county board of equalization and provide for the name of the board; to provide for the appointment, term, and compensation of board members; and to provide for the powers, duties, operation, and funding of the board. (Proposed by Act 2008-284)

Yes  
No

**St. Clair County**

Relating to St. Clair County, proposing an amendment to the Constitution of Alabama of 1901, to provide that certain elected or appointed public officials in St. Clair County may participate in the Employees' Retirement System in lieu of participating in a supernumerary program or system. (Proposed by Act 2008-286)

Yes  
No

**Tallapoosa County – Local Amendment Number One**

Relating to Tallapoosa County, proposing an amendment to the Constitution of Alabama of 1901, to authorize a district formed for fire fighting and emergency medical services to levy a service charge in the form of an ad valorem tax to be collected by the revenue commissioner of the county. (Proposed by Acts 2007-206 and 2007-359)

Yes  
No

**Tallapoosa County – Local Amendment Number Two**

Relating to Tallapoosa County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature by local law to provide for the enforcement of motor vehicle and traffic laws on private roads under certain conditions. (Proposed by Act 2007-319)

Yes  
No

**Winston County**

Relating to Winston County, proposing an amendment to the Constitution of Alabama of 1901, to repeal Amendment 255 requiring a referendum approving special or local laws in Winston County. (Proposed by Act 2008-294)

Yes

No