

Beth Chapman
Secretary of State

P.O. Box 5616
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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 is the prescribed language for the proposed constitutional amendments to appear on the ballot for the General Election to be held Tuesday, November 2, 2010, in all counties in the State of Alabama except Blount County. 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 18, 2010

Date

Beth Chapman

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Secretary of State

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

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

Statewide Amendment 1

Proposing an amendment to the Constitution of Alabama of 1901, to provide that the provision in Amendment 778, now appearing as Section 269.08 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, which prohibits the payment of any fees, charges, or commissions for the assessment and collection of any special ad valorem tax on taxable property levied by the county commission pursuant to Amendment 778 (Section 269.08) shall only apply to any ad valorem tax first levied and collected pursuant to Amendment 778 (Section 269.08) for the tax year commencing October 1, 2006. (Proposed by Act 2009-286)

Yes ()

No ()

Statewide Amendment 2

Proposing an amendment to the Constitution of Alabama of 1901, to amend to Section 269 of the Constitution of Alabama of 1901, as amended by Amendment No. 111 to the Constitution of Alabama of 1901, now appearing as Section 269 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, relating to special county educational taxes, to provide that the taxes may be levied by a majority vote, not by three-fifths vote, of those voting at the election. (Proposed by Act 2009-551)

Yes ()

No ()

Statewide Amendment 3

Proposing an amendment to the Constitution of Alabama of 1901, as amended, relating to the Alabama Trust Fund, to provide for the appropriation of funds in the Alabama Trust Fund to be distributed for state and local transportation purposes and to provide for funds for the County and Municipal Government Capital Improvement Fund. (Proposed by Act 2010-555)

Yes ()

No ()

Statewide Amendment 4

Relating to Blount County, proposing an amendment to the Constitution of Alabama of 1901, to prohibit any municipality located entirely outside of Blount County from imposing any municipal ordinance or regulation, including, but not limited to any tax, zoning, planning, or sanitation regulations, and any inspection service in its police jurisdiction located in Blount County and to provide that a municipality prohibited from imposing any tax or regulation under this amendment shall not provide any regulatory function or police or fire protection services in its police jurisdiction located in Blount County, other than public safety mutual aid. (Proposed by Act 2010-226)

Yes ()

No ()

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

Baldwin County Local Amendment 1

Relating to Baldwin County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature to provide by general or local law for the formation of a public corporation for the purpose of managing storm water in the county; and to authorize the levy and collection of storm water service charges on certain property containing impervious areas in the county. (Proposed by Act 2008-507)

Yes ()

No ()

Baldwin County Local Amendment 2

Relating to Baldwin County, proposing an amendment to the Constitution of Alabama of 1901, to define the Stockton Landmark District within the county and to prohibit the annexation by local law of any property within the district into any municipality. (Proposed by Act 2010-606)

Yes ()

No ()

Baldwin County Local Amendment 3

Relating to Baldwin County, proposing an amendment to the Constitution of Alabama of 1901, to provide that only county-owned solid waste landfills may be used for the disposal of garbage, household waste, industrial solid waste, and solid waste; to exempt certain existing contracts, on-site and industrial permit holders, and the disposal of certain inert debris and construction materials from the proposed amendment; to provide that the county may not charge established gate rates exceeding the rates for similar services charged by public and private solid waste landfill operators in surrounding counties; to provide for violations to the amendment; to provide that the Baldwin County governing body shall create the Baldwin County Solid Waste Management Authority to recommend methods of operation, rates, and other functions requested by the Baldwin County governing body; to authorize local laws for the implementation and administration of the provisions of the amendment; and to provide that the amendment and any local law implementing the amendment automatically shall terminate three years following the ratification of the constitutional amendment unless extended by local act with unanimous vote of the members of the Baldwin County Legislative Delegation. (Proposed by Act 2010-608)

Yes ()

No ()

Bibb County

Relating to Bibb County, proposing an amendment to the Constitution of Alabama of 1901, to grant certain home rule powers, not to include the power to tax or raise revenue, to the Bibb County Commission. (Proposed by Act 2009-544)

Yes ()

No ()

Calhoun County Local Amendment 1

Relating to the City of Anniston in Calhoun County, proposing an amendment to the Constitution of Alabama of 1901, to allow the governing body of the City of Anniston to make an appropriation from certain funds to the Anniston City Schools Foundation or the Public Education Foundation of Anniston, as the case may be, to fund a scholarship program. (Proposed by Act 2009-548)

Yes ()

No ()

Calhoun County Local Amendment 2

Relating to Calhoun County, proposing an amendment to the Constitution of Alabama of 1901, to prohibit the imposition of a municipal business license tax in Calhoun County on the rental of residential real estate based on a per unit basis. (Proposed by Act 2010-605)

Yes ()

No ()

Chambers County

Proposing a local constitutional amendment for Chambers County to authorize the continued levy and collection of the existing special countywide two mill ad valorem or property tax now being levied exclusively for public library purposes, with no increase in the rate of the tax, until and including the fiscal tax year ending on September 30, 2033, and to provide further for the use of the proceeds of the tax. (Proposed by Act 2010-442)

Yes ()

No ()

Covington County

To propose 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 in Covington County. (Proposed by Act 2009-226)

Yes ()

No ()

Cullman County Local Amendment 1

Relating to Cullman County, proposing an amendment to the Constitution of Alabama of 1901, to provide that the sheriff and revenue commissioner in Cullman County may participate in the Employees' Retirement System in lieu of participating in a supernumerary program or system. (Proposed by Act 2010-199)

Yes ()
No ()

Cullman County Local Amendment 2

Relating to Cullman County, proposing an amendment to the Constitution of Alabama of 1901, to prohibit the imposition of an occupational tax. (Proposed by Act 2010-255)

Yes ()
No ()

DeKalb County Local Amendment 1

Relating to the City of Ft. Payne in DeKalb County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the city to use prisoners confined in the city jail to perform work on public and private property in the same manner as county prisoners in the county jail are used. (Proposed by Act 2009-391)

Yes ()
No ()

DeKalb County Local Amendment 2

Relating to DeKalb County, proposing an amendment to the Constitution of Alabama of 1901, to require the county commission to call a special election for any vacancy occurring in a county office when 12 months or more remain in the unexpired term of office. (Proposed by Act 2010-227)

Yes ()
No ()

Etowah County Local Amendment 1

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 2010-39)

Yes ()

No ()

Etowah County Local Amendment 2

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 Acts 2010-111 and 2010-383)

Yes ()

No ()

Etowah County Local Amendment 3

Relating to Etowah County, proposing an amendment to the Constitution of Alabama of 1901, to authorize a committee consisting of the judge of probate, sheriff, and circuit clerk of the county, the Chair of the Etowah County Democratic Party, and the Chair of the Etowah County Republican Party, or a designee of any of them, to establish and reapportion districts, excluding the Cities of Attalla and Gadsden, and provide for the election of the members of the Etowah County Board of Education by the qualified electors of those districts. (Proposed by Act 2010-225)

Yes ()

No ()

Franklin County

Relating to Franklin County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature to create a personnel appeals board or personnel merit system for the employees of the office of the sheriff; and to exempt the chief deputy. (Proposed by Act 2010-280)

Yes ()

No ()

Geneva County

Relating to Geneva County, proposing an amendment to the Constitution of Alabama of 1901, authorize the Legislature, by local or general act, to fix, regulate, and alter the costs and charges of court. (Proposed by Act 2009-306)

Yes ()

No ()

Jackson County

Relating to Jackson County, proposing an amendment to the Constitution of Alabama of 1901, to require the county commission to call a special election for any vacancy occurring in a county office when 12 months or more remain in the unexpired term of office. (Proposed by Act 2010-228)

Yes ()

No ()

Jefferson County

Relating to Jefferson County, proposing an amendment to the Constitution of Alabama of 1901, to allow a person residing in Jefferson County and claiming a homestead exemption in the county to continue to claim the homestead exemption for three years on his or her property after he or she is admitted to a nursing home or assisted living facility. (Proposed by Act 2009-545)

Yes ()

No ()

Lawrence County

Relating to Lawrence County, proposing an amendment to the Constitution of Alabama of 1901, to prohibit the imposition of an occupational tax. (Proposed by Act 2010-134)

Yes ()

No ()

Limestone County

Relating to Limestone County, proposing an amendment to the Constitution of Alabama of 1901, to prohibit the imposition of an occupational tax. (Proposed by Act 2010-128)

Yes ()
No ()

Macon County Local Amendment 1

To propose an amendment to the Constitution of Alabama of 1901, to authorize the Legislature, by local or general act, to fix, alter, and regulate court costs and charges of court in Macon County and to ratify and confirm any local law authorizing any additional court costs enacted prior to the adoption of this amendment. (Proposed by Act 2009-543)

Yes ()
No ()

Macon County Local Amendment 2

Relating to Macon County, proposing an amendment to Amendment 530 to the Constitution of Alabama of 1901, to further provide for any court costs and fees collected pursuant to this amendment that were deposited into the Macon County Road and Bridge Fund prior to the financing of the new county jail and were not pledged for the county jail, may be used by the Macon County Commission for roads and bridges. (Proposed by Act 2010-231)

Yes ()
No ()

Madison County Local Amendment 1

Relating to Madison County, proposing an amendment to the Constitution of Alabama of 1901, to prohibit the imposition of an occupational tax. (Proposed by Act 2010-37)

Yes ()
No ()

Madison County Local Amendment 2

Proposing an amendment to the Constitution of Alabama of 1901, for those areas of Madison County outside the corporate limits of any municipality, to authorize the Madison County Commission, by resolution, to establish a procedure by which a dog can be declared dangerous, to impose civil penalties on the owner of a dog that inflicts severe personal harm on another person, and to require that dangerous dogs be kept in a fenced enclosure with input from the local humane society. (Proposed by Act 2010-382)

Yes ()

No ()

Montgomery County

Relating to Montgomery County, proposing an amendment to the Constitution of Alabama of 1901, to provide that the Montgomery County Revenue Commissioner may participate in the Employees' Retirement System in lieu of participating in a supernumerary program or system. (Proposed by Act 2010-440)

Yes ()

No ()

Morgan County

Relating to Morgan County, proposing an amendment to the Constitution of Alabama of 1901, to prohibit the imposition of an occupational tax. (Proposed by Act 2010-112)

Yes ()

No ()

Pickens County

Relating to Pickens County, proposing an amendment to the Constitution of Alabama of 1901, to allow the Judge of Probate of Pickens County to exercise equity jurisdiction concurrent with that of the circuit court in cases originally filed in the Probate Court of Pickens County if the Judge of Probate is licensed to practice law in the State of Alabama. (Proposed by Act 2009-299)

Yes ()

No ()

Randolph County

Relating to Randolph County, proposing an amendment to the Constitution of Alabama of 1901, to provide that the monies paid into the Randolph County Capital Improvement Fund pursuant to Amendment 668 of the Constitution of Alabama of 1901, now appearing as Section 219.05 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, may be expended for economic development projects. (Proposed by Act 2010-384)

Yes ()

No ()

Russell County

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 Acts 2009-303, 2009-307 and 2009-308)

Yes ()

No ()

Shelby County

Relating to Shelby County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Shelby County Commission to use a portion of any funds or revenues from the operation and use of any sanitary landfill operated by the county, including, but not limited to, funds in or credited to its reserve account on the effective date of this amendment, for the provision of potable water and water service in the county and for capital improvement projects deemed advisable by the county commission, provided the county commission makes a determination that the funds are not needed for the operation and implementation of its solid waste disposal program. (Proposed by Act 2009-304)

Yes ()

No ()

St. Clair County

Relating to St. Clair County, proposing an amendment to the Constitution of Alabama of 1901, to authorize the Legislature, by general or local law, to fix, regulate, and alter the costs and charges of courts in St. Clair County and provide for their distribution. Any local law authorizing the levy of additional court costs in St. Clair County enacted prior to the effective date of this amendment is ratified and confirmed. (Proposed by Act 2009-338)

Yes ()

No ()

Tallapoosa County

Relating to Tallapoosa 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 2009-227 and 2009-298)

Yes ()

No ()