

1 SJR82
2 129300-1
3 By Senator Marsh
4 RFD:
5 First Read: 12-APR-11

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7
8 ESTABLISHING A CONSTITUTIONAL REVISION COMMISSION.

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10 BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH
11 HOUSES THEREOF CONCURRING, That there is established the
12 Constitutional Revision Commission.

13 (a) The commission shall be composed of the
14 following members:

15 (1) The Governor.

16 (2) The Speaker of the House of Representatives.

17 (3) The President Pro Tempore of the Senate.

18 (4) Three persons appointed by the Governor.

19 (5) Three persons appointed by the President Pro
20 Tempore of the Senate.

21 (6) Three persons appointed by the Speaker of the
22 House of Representatives.

23 (7) The Chairs of the Judiciary Committee and Chairs
24 of the Constitution and Election Committee of the House of
25 Representatives and Senate shall be ex officio members of the
26 commission.

1 (b) The commission shall select one of its members
2 as chair.

3 (c) The Alabama Law Institute shall serve as staff
4 for the commission. The institute will analyze the current
5 Constitution of Alabama of 1901, as amended, with a view
6 toward identifying those provisions which are antiquated,
7 unnecessary, or duplicative of other provisions. The goal of
8 the institute's analysis shall be the following:

9 (1) To provide the commission with specific guidance
10 for constitutional revision.

11 (2) To recommend to the commission an
12 article-by-article revision of the constitution.

13 (3) To report its recommendations to the commission
14 of articles to be revised for the next regular session of the
15 Legislature by December 31 beginning December 31, 2011.

16 (d) The goal of the Legislature is to consider
17 reviewing the Constitution according to the schedule as
18 follows:

19 (1) In 2011:

20 Article XII, Private Corporations.

21 Article XIII, Banking.

22 Remove unconstitutional language throughout the
23 Constitution.

24 (2) In 2012:

25 Article III, Distribution of Powers.

26 Article IV, Legislative Department.

27 Article IX, Representation.

1 (3) In 2013:
2 Article I, Declaration of Rights.
3 Article V, Executive Department.
4 Article XIV, Education

5 (4) In 2014:
6 Article VII, Impeachments.
7 Article X, Exemptions.
8 Article XVII, Miscellaneous.

9 (e) The following articles shall be excluded from
10 consideration by the commission due to a previous revision of
11 the article or because revision is not considered needed:

12 (1) Article II, State Boundaries, which are
13 determined by Congress.

14 (2) Article VI, Judicial Article, which was revised
15 in 1973.

16 (3) Article VIII, Suffrage and Elections, which was
17 revised in 1996.

18 (4) Article XV, Militia.

19 (5) Article XVI, Oath of Office.

20 (6) Article XVIII, Mode of Amending the
21 Constitution.

22 (f) Article XI Taxation is excluded from the
23 consideration by the commission at this time and not subject
24 to the timetable established by this resolution.

25 (g) The commission shall be charged with the
26 following duties and responsibilities:

1 (1) Create a public awareness of and educate the
2 public on the changes recommended.

3 (2) Provide the Legislature with recommendations for
4 any changes to the article under consideration.

5 (3) Report its findings, conclusions,
6 recommendations, and suggestions to each article to be
7 considered in each House of the Legislature by the third
8 legislative day of each year after 2011.