

1 HB397
2 128089-2
3 By Representatives Clouse, Chesteen and Grimsley (N & P)
4 RFD: Local Legislation
5 First Read: 31-MAR-11

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2 ENROLLED, An Act,

3 Relating to the City of Dothan; to approve a
4 proposed increase in ad valorem taxation to be levied by the
5 City Council of Dothan, Alabama, in an amount not exceeding
6 one and one-half percent (15 mills) that is in addition to the
7 current one-half of one percent (5 mills) for a combined total
8 amount not exceeding two percent (20 mills), subject to
9 approval by a majority vote of the qualified electors residing
10 in the City of Dothan to vote in a special municipal election
11 to be held not later than October 1, 2013; and to provide for
12 the distribution of any additional net ad valorem tax
13 revenues.

14 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

15 Section 1. (a) Pursuant to Section 216 of the
16 Constitution of Alabama of 1901, as amended, the City of
17 Dothan currently levies ad valorem taxes on property situated
18 therein at the rate of one-half of one percent (5 mills) of
19 the assessed value of such property, which tax revenues are
20 authorized to be used for general municipal purposes.

21 (b) Pursuant to Amendment 373(f) of the Constitution
22 of Alabama of 1901, now appearing as Section 217(f) of the
23 Official Recompilation of the Constitution of Alabama of 1901,
24 as amended, the governing body of the City of Dothan has duly
25 proposed, after a public hearing on such proposal, that the

1 City Council of Dothan be authorized to increase the rate at
2 which the City of Dothan's municipal ad valorem taxes are
3 levied on property situated therein by up to an additional one
4 and one-half percent (15 mills) of the assessed value of such
5 property, and has further proposed that such additional net ad
6 valorem tax revenues, net of the cost of collection, be
7 distributed as follows: (i) thirteen-fifteenths of any
8 additional revenues shall be distributed to the Dothan City
9 Board of Education to be used exclusively for public school
10 purposes and (ii) the remainder of any additional revenues
11 shall be distributed to the Houston-Love Memorial Library
12 Board to be used exclusively for the improvement, operation,
13 and maintenance of public libraries within the City of Dothan.

14 (c) The governing body of the City of Dothan has
15 requested that the Legislature approves the proposed
16 authorization for the City Council of the City of Dothan to
17 increase the ad valorem tax, as provided in Amendment 217(f)
18 subject to approval by majority vote of the qualified electors
19 residing in the City of Dothan who vote on the proposal at a
20 special municipal election called and held for such purpose
21 not later than October 1, 2013.

22 (d) Notice of the intention to propose this act has
23 been published, without cost to the State of Alabama, in the
24 counties wherein the City of Dothan is situated, namely,
25 Houston County, Dale County, and Henry County, in accordance

1 with the requirements set forth in Section 106 of the
2 Constitution of Alabama of 1901, as amended.

3 Section 2. The Legislature does hereby approve a
4 proposed increase of up to one and one-half percent (15 mills)
5 in the rate of ad valorem taxes which may be levied by the
6 City Council of the City of Dothan after the electors of the
7 City of Dothan approve of the increase at a referendum on
8 property situated in the City of Dothan from the current
9 one-half of one percent (5 mills) to an amount not exceeding a
10 total of two percent (20 mills) of the assessed value of such
11 property, such additional net tax revenues, net of cost of
12 collection, to be distributed as follows: Thirteen-fifteenths
13 of any net additional ad valorem tax revenues shall be
14 distributed to the Dothan City Board of Education to be used
15 exclusively for public school purposes and, the remainder of
16 any additional ad valorem tax revenues shall be distributed to
17 Houston-Love Memorial Library Board to be used exclusively for
18 the improvement, operation, and maintenance of public
19 libraries within the City of Dothan. No increase shall take
20 effect until it has been approved by majority vote of the
21 qualified electors residing in the City of Dothan who vote on
22 the proposal at a special municipal election held in the City
23 of Dothan not later than October 1, 2013. Following approval
24 in the municipal election, the tax increase shall become
25 effective in the tax year specified on the ballot.

1 Section 3. All matters relating to the assessment of
2 property and collection of ad valorem taxes in the City of
3 Dothan shall be unaffected by this act. The additional tax
4 revenues approved pursuant to this act shall be assessed and
5 collected in the same manner as existing municipal ad valorem
6 taxes are assessed and collected.

7 Section 4. In the event any section, sentence,
8 clause, or provision of this act shall be declared invalid by
9 a court of competent jurisdiction, that action shall not
10 affect the validity of the remaining sections, sentences,
11 clauses, or provisions of this act, which shall continue
12 effective.

13 Section 5. This act shall become effective
14 immediately following its passage and approval by the
15 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 06-APR-11.

Greg Pappas
Clerk

Senate

03-MAY-11

Passed