

1 HB483
2 135742-4
3 By Representatives Williams (D), Hammon and McCutcheon (N & P)
4 RFD: Local Legislation
5 First Read: 06-MAR-12

1 ENGROSSED

2
3
4 A BILL
5 TO BE ENTITLED
6 AN ACT
7

8 Relating to Limestone County; amending Section 1 of
9 Act No. 79-501, 1979 Regular Session (Acts 1979, p. 914), as
10 last amended by Act 2010-549, 2010 Regular Session (Acts 2010,
11 p. 975), which provides for the distribution of TVA payments,
12 so as to provide further for the distribution of certain
13 payments.

14 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

15 Section 1. Section 1 of Act No. 79-501, 1979 Regular
16 Session (Acts 1979, p. 914), as last amended by Act 2010-549,
17 2010 Regular Session (Acts 2010, p. 975), is further amended
18 to read as follows:

19 "Section 1. Upon receipt by Limestone County of
20 funds pursuant to Title 40, Chapter 28 of the Code of Alabama
21 1975, (Acts No. 92 of the 1978 Alabama Legislature, approved
22 August 7, 1978, 1978 Acts of Alabama, Page 1787), as amended,
23 Limestone County will within a reasonable time thereafter,
24 distribute the funds so received as follows:

25 "(a) Effective through September 30, 2006, all funds
26 shall be distributed as prescribed by this section as amended
27 by Act 86-550, 1986 Regular Session.

1 "(b) Effective October 1, 2007, and thereafter, the
2 funds shall be distributed as follows:

3 "(1) Before the percentage formula of distribution
4 contained in subdivision (2) of this act is applied, the sum
5 of two hundred ninety-three thousand dollars (\$293,000) shall
6 be distributed in the following manner: Forty thousand dollars
7 (\$40,000) to Auburn University to be used exclusively for the
8 benefit of the Limestone County Cooperative Extension Service,
9 seven thousand five hundred dollars (\$7,500) to the Limestone
10 County Soil and Water Conservation District, thirty-seven
11 thousand five hundred dollars (\$37,500) to the Limestone
12 County Economic Development Association, Inc., thirty-five
13 thousand dollars (\$35,000) to the Athens-Limestone Public
14 Library, five thousand dollars (\$5,000) to the Houston
15 Memorial Library, twelve thousand dollars (\$12,000) to the
16 Veteran's Museum and Archives, and twelve thousand dollars
17 (\$12,000) to each of the 13 volunteer fire departments in the
18 county in existence on January 1, 2006.

19 "(2) After the allocations as set forth in
20 subdivision (1) has been completed, the remainder of all funds
21 received by Limestone County pursuant to Title 40, Chapter 28
22 of the Code of Alabama 1975 (Act 92 of the 1978 Alabama
23 Legislature), is to be distributed as follows: Limestone
24 County General Fund, 25 percent; Limestone County Public
25 Building Fund, 10 percent; Special Hospital Tax Fund, five
26 percent; Countywide School Fund, 23.5 percent; Limestone
27 County Board of Education ~~School District 1~~, nine percent;

1 ~~School District 3~~ Athens City Board of Education, six percent;
2 City of Athens, 20 percent; City of Ardmore, one percent; City
3 of Elkmont, .38 percent; City of Mooresville, .06 percent;
4 City of Lester, .06 percent.

5 For fiscal year 2013, the amount distributed in this
6 subdivision to the ~~school districts~~ Limestone County Board of
7 Education and the Athens City Board of Education is to be
8 distributed as follows: ~~School District 1~~ Limestone County
9 Board of Education, ten percent; ~~School District 3~~ Athens City
10 Board of Education, five percent. For fiscal year 2014 and
11 thereafter, the amount distributed in this subdivision to the
12 school districts is to be distributed as follows: ~~School~~
13 ~~District 1~~ Limestone County Board of Education, eleven
14 percent; ~~School District 3~~ Athens City Board of Education,
15 four percent. Beginning in fiscal year 2015, the amount
16 distributed in this subdivision to the ~~school~~ Limestone County
17 Board of Education and the Athens City Board of Education
18 ~~districts~~ shall be determined annually by the County
19 Commission based on the average daily membership of ~~each~~ the
20 Limestone County Board of Education and the Athens City Board
21 of Education ~~school district~~.

22 "(3) Effective with the fiscal year beginning
23 October 1, 2007, the three percent increase in the
24 in-lieu-of-taxes payments generated by Act 2006-655, 2006
25 Regular Session, to counties served by the Tennessee Valley
26 Authority shall be distributed separate and apart from the
27 distribution in subdivisions (1) and (2) above and shall be

1 distributed first to the following entities in the following
2 amounts:

3 "a. Limestone County Economic Development
4 Association, Inc., fifteen thousand dollars (\$15,000).

5 "b. Athens-Limestone Public Library, fifty thousand
6 dollars (\$50,000).

7 "c. Calhoun Community College, twenty-five thousand
8 dollars (\$25,000) to be expended solely for the benefit of the
9 Limestone County campus.

10 "d. Spirit of Athens, five thousand dollars
11 (\$5,000).

12 "e. Greater Athens Chamber of Commerce, five
13 thousand dollars (\$5,000).

14 "f. Athens-Limestone County Rescue Squad, twelve
15 thousand dollars (\$12,000).

16 "g. Athens State University, fifty thousand dollars
17 (\$50,000) to be expended solely for the benefit of the
18 Limestone County campus.

19 "h. Limestone County Family Resource Center,
20 twenty-five thousand dollars (\$25,000).

21 "i. Limestone County Recycling Center, five thousand
22 dollars (\$5,000).

23 "j. Limestone County Economic Development Partners,
24 Inc., one hundred thousand dollars (\$100,000) to be expended
25 solely to promote economic development, employment and growth
26 of jobs within all areas of Limestone County and the City of
27 Athens.

1 Any remaining amounts shall be distributed in equal
2 amounts to the City of Athens and the Limestone County
3 Commission for the express purpose of paying for the debts and
4 expenses related to the Elm Industrial Park. After the
5 retirement of any debts and expenses related to the Elm
6 Industrial Park, any remaining amounts shall be distributed in
7 equal amounts to the City of Athens and the Limestone County
8 Commission for economic development purposes.

9 "(4) Effective after the effective date of this act,
10 any increase in the in-lieu-of-taxes payments generated by Act
11 2010-135, 2010 Regular Session, including any amounts not
12 appropriated under Act 2010-549, to counties served by the
13 Tennessee Valley Authority shall be distributed separate and
14 apart from the distribution in subdivisions (1), (2), and (3)
15 above and shall be set aside by the county commission in a
16 separate fund to be used to establish, equip, and maintain a
17 legislative office for members of the state legislature
18 serving the county. All decisions concerning the Limestone
19 County Legislative Office, including, but not limited to,
20 revenue, income, purchases, and grants shall be made by
21 resolutions of the delegation adopted by a concurrent majority
22 of the Limestone County delegation, Senators and House of
23 Representatives members, each house voting separately. Such
24 resolution may provide an operational procedure for the
25 delegation office. The commission shall immediately pay such
26 amounts from such fund as the Limestone County Legislative
27 Delegation may request. Such requests shall be in the form of

1 a resolution passed by the county legislative delegation,
2 signed by one Senator and one member of the House of
3 Representatives from the county who shall be duly appointed by
4 the legislative delegation. This legislative delegation shall
5 expend such monies to employ staff, acquire adequate physical
6 office space, equipment, supplies, services, and all other
7 necessary items and may also expend the monies for other
8 purposes, including grants for allowable public purposes at
9 the discretion and direction of the legislative delegation.
10 The persons employed and expenditures of the funds by the
11 legislative delegation shall be in its discretion. Any funds
12 allocated but not spent at the end of the fiscal year shall
13 not be applied for any other purpose, but shall be carried
14 forward and shall remain available year to year for
15 expenditure. The revenue and expenditures of the legislative
16 office shall be audited on an annual basis."

17 Section 2. This act shall become effective
18 immediately following its passage and approval by the
19 Governor, or its otherwise becoming law.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18

House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Local Legisla-
tion..... 06-MAR-12

Read for the second time and placed
on the calendar..... 08-MAR-12

Read for the third time and passed
as amended..... 10-APR-12

Yeas 22, Nays 0, Abstains 44

Greg Pappas
Clerk