

1 SB504
2 131683-6
3 By Senator Holtzclaw (N & P)
4 RFD: Local Legislation No. 4
5 First Read: 12-APR-12

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4 With Notice and Proof

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6 ENGROSSED

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9 A BILL

10 TO BE ENTITLED

11 AN ACT

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13 Relating to the City of Madison; to approve a
14 proposed increase in the maximum rate of that certain ad
15 valorem tax (the "General Purpose Tax") that is now authorized
16 to be levied, and that is now being levied, in the City, for
17 general municipal purposes and without express limit as to
18 time, pursuant to applicable provisions of the general laws of
19 the State of Alabama and Section 216 of the Constitution of
20 Alabama of 1901, as amended, from one and eight-tenths per
21 centum [1.8 percent, equivalent to eighteen (18) mills] to two
22 and fourth-tenths per centum [2.4 percent, equivalent to
23 twenty-four (24) mills] of the assessed value of taxable
24 property in the City, in accordance with subsection (f) of
25 Section 217 of the Constitution, as amended by Amendment No.
26 373 thereto; to provide that the proposed increase shall
27 become effective only upon the approval thereof, subsequent to

1 the enactment of this Act, by a majority of the qualified
2 electors of the City who vote on the proposal at a special
3 election held in accordance during any regular scheduled
4 election; to provide that the governing body of the City may,
5 in its discretion, make the proposed increase effective
6 beginning with the levy for the tax year of the City beginning
7 on October 1, 2012, for which the municipal ad valorem taxes
8 shall become due and payable on October 1, 2012, or any tax
9 year of the City thereafter; and to provide for the use and
10 expenditure of revenues derived by the City from the proposed
11 increase rate of taxation.

12 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

13 Section 1. This act shall relate only to the City of
14 Madison.

15 Section 2. The Legislature hereby approves the
16 proposed increase in the maximum rate at which the City
17 General Purpose Tax is authorized to be levied from one and
18 eight-tenths per centum [1.8 percent, equivalent to eighteen
19 (18) mills] of the assessed value of taxable property in the
20 City to two and four-tenths per centum [2.4 percent,
21 equivalent to twenty-four (24) mills] of the assessed value of
22 taxable property in the City. The proposed increase in the
23 maximum rate at which the City General Purpose Tax is
24 authorized to be levied shall become effective only if the
25 increase is approved, subsequent to the enactment of this Act,
26 by a majority of the qualified electors of the City who vote
27 on the proposal at a special election during any regular

1 scheduled election, as amended. The city council may make the
2 proposed increase in the maximum rate of the City General
3 Purpose Tax effective beginning with the levy for the tax year
4 of the City beginning on October 1, 2012, for which tax year
5 municipal ad valorem taxes become due and payable, or any tax
6 year of the City after that date.

7 Section 3. Any municipality or town that
8 participates in the Madison City School System shall, within
9 two years after the effective date of the increase of the
10 maximum rate of the City General Purpose Tax, increase its ad
11 valorem tax equal to the increase provided by this act, and
12 pay the proceeds to the City of Madison School Board. If any
13 participating municipality or town fails to increase its tax,
14 then beginning the following school year, students from the
15 municipality or town may not attend any school within the
16 Madison City School System.

17 Section 4. Notwithstanding any provision of law
18 after the effective date of the proposed increase in the
19 maximum rate of the City General Purpose Tax pursuant to
20 Section 2 of this act, six twenty-fourths (6/24) of the
21 revenues derived from the levy and collection of the City
22 General Purpose Tax shall be used and expended exclusively for
23 public educational purposes in and for the city.

24 Section 5. All laws or parts of laws that are in
25 conflict with this act shall be and hereby are, to the extent
26 of the conflict, repealed; however, nothing in this act shall
27 be construed to amend, alter, affect, modify, or repeal any

1 existing provision of law pertaining to the use of any
2 revenues derived from the levy and collection of the City
3 General Purpose Tax other than the portion of the revenues
4 that is described and provided for in Section 3, including
5 particularly, but without limiting the generality of the
6 foregoing, the provisions of Act No. 93-548 enacted at the
7 1993 Regular Session of the Legislature.

8 Section 6. The provisions of this act are severable.
9 If any portion of this act should be held invalid or
10 unenforceable by any court of competent jurisdiction, the
11 holding shall not invalidate or render unenforceable any of
12 the remaining portions of this act, which shall continue
13 effective.

14 Section 7. This act shall become effective
15 immediately following its passage and approval by the
16 Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate committee on Local Legislation No. 4.....	12-APR-12
Read for the second time and placed on the calen- dar.....	24-APR-12
Read for the third time and passed as amended	03-MAY-12

Yeas 27
Nays 0
Abstaining 6

Patrick Harris
Secretary