

1 HB600  
2 160197-1  
3 By Representative Morrow (Constitutional Amendment)  
4 RFD: Local Legislation  
5 First Read: 13-MAR-14

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8 SYNOPSIS: Under Amendment 518 of the Constitution of  
9 Alabama of 1901, the Franklin County Water  
10 Coordinating and Fire Prevention Authority is  
11 authorized to provide water and fire prevention  
12 services in Franklin County.

13 This bill proposes a local Constitutional  
14 Amendment for Franklin County amend Amendment 518  
15 to allow the authority to provide sewer services  
16 and broadband services in the county.

17  
18 A BILL  
19 TO BE ENTITLED  
20 AN ACT

21  
22 To amend Amendment 518 of the Constitution of  
23 Alabama of 1901, relating to the Franklin County, to allow the  
24 Franklin County Water Coordinating and Fire Prevention  
25 Authority to provide sewer services and broadband services in  
26 the county.

27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1           Section 1. The following amendment to the  
2           Constitution of Alabama of 1901, is proposed and shall become  
3           valid as a part of the Constitution when all requirements of  
4           this act are fulfilled:

5                                   PROPOSED AMENDMENT

6                   Amendment 518.

7           The legislature may, by general or local law,  
8           provide for the creation, incorporation, organization,  
9           operation, administration, authority and financing of a  
10          Franklin county water coordinating, and fire prevention  
11          authority in all or in portions of Franklin county as a public  
12          corporation to provide any one or more of the following local  
13          public services: Obtain, treat, and furnish water, provide  
14          sewer services, and broadband Internet service for  
15          residential, commercial, or industrial purposes and for any  
16          other local service permitted by such general or local law;  
17          authorize such authority to fix and collect rates, fees, and  
18          charges for such services, and to provide penalties for  
19          nonpayment and liens upon the property within ~~such~~ the public  
20          ~~water~~ authority; grant or vest the privilege of eminent domain  
21          to ~~such~~ the public ~~water~~ authority for the purpose of taking  
22          property for public use in accordance with Article XII,  
23          Section 235, of the Constitution of Alabama of 1901; authorize  
24          the borrowing of money and the issuance of bonds and other  
25          obligations by or on behalf of ~~such~~ the public ~~water~~  
26          authority, provided that Franklin county shall not be  
27          responsible for any such bond or obligation and no such bond

1 or obligation shall be chargeable against the limit on the  
2 debt of Franklin county; extend the service area into one or  
3 more other counties; and provide for fire protection  
4 facilities or services. Any law enacted at the 1988 special  
5 session of the legislature to authorize the creation of such  
6 authority in Franklin county and to implement this amendment  
7 to the Constitution (whether with or without published notice  
8 of intention) shall become effective upon the ratification of  
9 this amendment.

10 Section 2. An election upon the proposed amendment  
11 shall be held in accordance with Amendment 555 to the  
12 Constitution of Alabama of 1901, now appearing as Section  
13 284.01 of the Official Recompilation of the Constitution of  
14 Alabama of 1901, as amended, and the election laws of this  
15 state.

16 Section 3. The appropriate election official shall  
17 assign a ballot number for the proposed constitutional  
18 amendment on the election ballot and shall set forth the  
19 following description of the substance or subject matter of  
20 the proposed constitutional amendment:

21 "Relating to Franklin County, proposing an amendment  
22 to the Constitution of Alabama of 1901, to allow the Franklin  
23 County Water Coordinating and Fire Prevention Authority to  
24 provide sewer services and broadband Internet services in the  
25 county.

26 "Proposed by Act \_\_\_\_\_"

1                    This description shall be followed by the following  
2        language:  
3                    "Yes ( ) No ( )."