

1 SB439  
2 166497-2  
3 By Senator Bussman (N & P)  
4 RFD: Local Legislation  
5 First Read: 30-APR-15

1 SB439

2  
3  
4 With Notice and Proof

5  
6 ENROLLED, An Act,

7 Relating to Cullman County; to provide for the use  
8 of land owned or controlled as a park by Cullman County and  
9 collection and disposition of certain fees associated  
10 therewith.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. (a) Cullman County currently owns or  
13 operates several parks, more specifically described as  
14 follows: Agricultural Trade Center, Clarkson Covered Bridge,  
15 Smith Lake Park, Sportsman Lake Park, and Stony Lonesome OHV  
16 Park. The Cullman County Commission or the authorized agents  
17 of the Cullman County Commission or Cullman County may operate  
18 all parks now owned or hereafter owned by Cullman County.

19 (b) The Legislature recognizes that the operation of  
20 parks mentioned in subsection (a) by Cullman County provides  
21 and serves a substantial public purpose and has a significant  
22 economic impact and benefit to Cullman County.

23 (c) Given the economic impact, the Cullman County  
24 Commission or an authorized agent of the Cullman County  
25 Commission or Cullman County is hereby authorized to conduct

1 events requiring the collection of fees and disbursements to  
2 the winners of the events.

3 (d) The Cullman County Commission shall establish  
4 and maintain a Cullman County Park Event Disbursement Fund in  
5 a bank located in Cullman County. All monies collected as  
6 provided above pursuant to this act shall be deposited into  
7 the Cullman County Park Event Disbursement Fund. The fund may  
8 be drawn upon by the Cullman County Commission or the  
9 authorized agent of the Cullman County Commission or Cullman  
10 County for disbursements to the winners of a conducted event.  
11 Any funds remaining in the Cullman County Park Event  
12 Disbursement Fund after disbursement to the winners of an  
13 event shall immediately be transferred to the individual park  
14 fund responsible for event and thereafter are considered  
15 public funds.

16 (e) The Cullman County Commission shall keep an  
17 account of all fees collected and disbursements for audit by  
18 the Department of Examiners of Public Accounts. The Cullman  
19 County Park Event Disbursement Fund shall be audited at the  
20 same time other accounts of the Cullman County Commission are  
21 audited.

22 Section 2. This act is not intended to affect the  
23 immunity granted to Cullman County or any of its authorized  
24 agencies or agents.

1                   Section 3. The provisions of this act are severable.  
2                   If any part of this act is declared invalid or  
3                   unconstitutional, that declaration shall not affect the part  
4                   which remains.

5                   Section 4. This act shall become effective  
6                   immediately following its passage and approval by the  
7                   Governor, or its otherwise becoming law.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

---

President and Presiding Officer of the Senate

---

Speaker of the House of Representatives

SB439

Senate 19-MAY-15

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris  
Secretary

---

House of Representatives  
Passed: 26-MAY-15

---

By: Senator Bussman