

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

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Cullman County; to provide for the use
14 of land owned or controlled as a park by Cullman County and
15 collection and disposition of certain fees associated
16 therewith.

17 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

25 (b) The Legislature recognizes that the operation of
26 parks mentioned in subsection (a) by Cullman County provides

1 and serves a substantial public purpose and has a significant
2 economic impact and benefit to Cullman County.

3 (c) Given the economic impact, the Cullman County
4 Commission or an authorized agent of the Cullman County
5 Commission or Cullman County is hereby authorized to conduct
6 events requiring the collection of fees and disbursements to
7 the winners of the events.

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

21 (e) The Cullman County Commission shall keep an
22 account of all fees collected and disbursements for audit by
23 the Department of Examiners of Public Accounts. The Cullman
24 County Park Event Disbursement Fund shall be audited at the
25 same time other accounts of the Cullman County Commission are
26 audited.

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

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

8 Section 4. This act shall become effective
9 immediately following its passage and approval by the
10 Governor, or its otherwise becoming law.