

1 SB443  
2 166440-1  
3 By Senator Bussman (N & P)  
4 RFD: Local Legislation  
5 First Read: 05-MAY-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 amend Section  
14 45-22-90, Code of Alabama 1975, to change the membership of  
15 the Cullman County Community Development Commission.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. Section 45-22-90, Code of Alabama 1975,  
18 is amended to read as follows:

19 "§45-22-90.

20 "(a) There is created the Cullman County Community  
21 Development Commission which may receive, except as provided  
22 in subdivision (2) of subsection (c), and by majority vote may  
23 distribute any funds in the Community Development Fund created  
24 herein for the purposes of promoting economic and community  
25 development, education, conservation, and fire protection. The  
26 commission shall be comprised of the following members:

1           "(1) A person appointed by the Senator representing  
2 Cullman County and whose term will coincide with the term of  
3 the Senator or until replacement.

4           "(2) A person appointed by each of the three members  
5 of the House of Representatives who represent Cullman County  
6 and whose term will coincide with the term of the appointing  
7 representative or until replacement.

8           "~~(3) a. For the first two years of the legislative~~  
9 ~~quadrennium, the mayor of the second largest municipality in~~  
10 ~~Cullman County.~~

11           "~~b. For the last two years of the legislative~~  
12 ~~quadrennium, the mayor of the largest municipality in Cullman~~  
13 ~~County. A person appointed by the members of the legislative~~  
14 ~~delegation from Cullman County, who shall serve as chair and~~  
15 ~~shall serve at the discretion of the legislative delegation.~~

16           "(b) No member of the commission shall be an elected  
17 official.

18           "~~(b)~~ (c) The commission may promulgate rules related  
19 to its operations and procedures for the awarding of grants  
20 within the community for the above mentioned purposes.

21           "~~(c)~~ (d) There is hereby created the Community  
22 Development Fund within the Cullman County Treasury. The fund  
23 shall be comprised of the following moneys received by the  
24 county:

25           "(1) The additional three percent of TVA  
26 in-lieu-of-taxes payments received pursuant to Section  
27 40-28-2.

1           "(2) The net proceeds of the state beer tax payable  
2 to Cullman County pursuant to Section 28-3-184, which shall be  
3 distributed as follows:

4           "a. Fifty percent to the commission to be used for  
5 the purposes set out in subsection (a).

6           "b. Fifty percent to the municipalities in Cullman  
7 County to be divided pro-rata based on the population of each  
8 municipality to be used at the discretion of the governing  
9 body of the municipality receiving the funds.

10           "~~(d)~~ (e) The funds collected pursuant to subsection  
11 ~~(c)~~ (d) may be expended on order of the Cullman County  
12 Community Development Commission.

13           "(f) The commission may spend up to three hundred  
14 dollars (\$300) per year for office supplies necessary to  
15 operate the commission.

16           "~~(e)~~ (g) Any payments from the additional three  
17 percent received pursuant to Section 40-28-2, which were made  
18 before April 21, 2009, are ratified and confirmed."

19           Section 2. This act shall become effective on the  
20 first day of the third month following its passage and  
21 approval by the Governor, or its otherwise becoming law.