

1 HB201
2 197000-3
3 By Representatives Johnson and Hurst (N & P)
4 RFD: Local Legislation
5 First Read: 19-MAR-19

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ENROLLED, An Act,

Relating to Talladega County; to amend Section 11 of Act 91-533 of the 1991 Regular Session (Acts 1991, p. 948), as amended by Act 2000-758, (Acts 2000, p. 1736), to further provide for the distribution of a portion of a special county sales and use tax to volunteer fire departments.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 11 of Act 91-533 of the 1991 Regular Session (Acts 1991, p. 948), as amended by Act 2000-758 (Acts 2000, p. 1736), is amended to read as follows:

"Section 11. "All revenues arising from the taxes herein levied shall be deposited in a special fund, designated as the Talladega County Special Tax Fund. An amount up to \$50,000 annually shall, upon approval of the Talladega County legislative delegation, be used for personnel and/or professional services deemed necessary by the delegation to assist in the administration and coordination of the projects designated in this act. The term "approval of the Talladega County legislative delegation" as used in this paragraph and throughout this act, shall constitute the approval of the Senate member and any two (2) House representatives from said county. The remaining amounts shall be distributed by the county commission in the following manner:

1 "(1) Twelve percent to ~~the Talladega County~~
2 ~~Association of Volunteer Fire Departments~~ be further
3 distributed equally among the certified volunteer fire
4 departments whose principal fire station is located in the
5 county.

6 "(2) Twelve percent to the bridge fund to be used
7 towards the construction and/or financing of a bridge across
8 Coosa River connecting Talladega and Shelby Counties at the
9 site previously served by a ferry. The Talladega Economic
10 Development Authority shall make recommendations to the
11 Talladega County Commission as to the expenditure of these
12 funds. Approval by the Talladega County legislative
13 delegation, as defined above, is required prior to the
14 expenditure of any funds. If the Talladega Economic
15 Development Authority fails to make a recommendation
16 acceptable to the Talladega County legislative delegation,
17 then final disposition of said funds shall be at the sole
18 discretion of the Talladega County legislative delegation.
19 Distribution of these discretionary funds shall be approved by
20 the Talladega County legislative delegation, as defined above.

21 "(3) Ten percent to fund the commitment made by the
22 Talladega County Commission to the Honda project.

23 "(4) Ten percent to the Talladega County Health
24 Department for construction and/or financing of new facility
25 to serve North Talladega County, and to fund maintenance and

1 operation expenses for Talladega County health programs
2 located in Sylacauga and Talladega. The Talladega Economic
3 Development Authority shall make recommendations to the
4 Talladega County Commission as to the expenditure of these
5 funds. Approval by the Talladega County legislative
6 delegation, as defined above, is required prior to the
7 expenditure of any funds. If the Talladega Economic
8 Development Authority fails to make a recommendation
9 acceptable to the Talladega County legislative delegation,
10 then final disposition of said funds shall be at the sole
11 discretion of the Talladega County legislative delegation.
12 Distribution of these discretionary funds shall be approved by
13 the Talladega County legislative delegation, as defined above.

14 "(5) Ten percent to the Talladega County Economic
15 Development Authority.

16 "(6) Ten percent for development of water lines to
17 serve Talladega County residents and industry for improved
18 fire protection and rural development. The Talladega Economic
19 Development Authority shall make recommendations to the
20 Talladega County Commission as to the expenditure of these
21 funds. Approval by the Talladega County legislative
22 delegation, as defined above, is required prior to the
23 expenditure of any funds. If the Talladega Economic
24 Development Authority fails to make a recommendation
25 acceptable to the Talladega County legislative delegation,

1 then final disposition of said funds shall be at the sole
2 discretion of the Talladega County legislative delegation.
3 Distribution of these discretionary funds shall be approved by
4 the Talladega County legislative delegation, as defined above.

5 "(7) Five percent to the public libraries in
6 Talladega County located in Childersburg, Lincoln, Sylacauga,
7 and Talladega to be distributed on a pro rata basis by
8 population of each municipality.

9 "(8) Five percent to the Talladega County Commission
10 fund that is used to match federal and state funds for roads
11 and bridges in Talladega County.

12 "(9) Five percent for the maintenance and renovation
13 of county-owned buildings as needed and as determined by the
14 county commission, including as first priority the courthouse
15 annex located in Sylacauga.

16 "(10) Four percent to be used to improve the supply
17 and quality of the water in North Talladega County,
18 particularly to enhance water supplies and capacities for
19 communities within North Talladega County in and around the
20 Talladega Municipal Airport, including, but not limited to,
21 the addition and maintenance of water towers. The Talladega
22 Economic Development Authority shall make recommendations to
23 the Talladega County Commission as to the expenditure of these
24 funds. Approval by the Talladega County legislative
25 delegation, as defined above, is required prior to the

1 expenditure of any funds. If the Talladega Economic
2 Development Authority fails to make a recommendation
3 acceptable to the Talladega County legislative delegation,
4 then final disposition of said funds shall be at the sole
5 discretion of the Talladega County legislative delegation.
6 Distribution of these discretionary funds shall be approved by
7 the Talladega County legislative delegation, as defined above.

8 "(11) Four percent to be used to hire additional law
9 enforcement officers in the Talladega County Sheriff's
10 Department to better serve the rural residents of Talladega.

11 "(12) Two percent divided equally and distributed to
12 the ARC programs of North and South Talladega County located
13 in Sylacauga and Talladega.

14 "(13) Two percent to the Talladega Childrens
15 Rehabilitation Office for rehabilitation services in Talladega
16 County.

17 "(14) a. Any remaining revenue proceeds shall be
18 deposited into a trust fund called the Talladega County
19 Special Tax Trust Fund. As the need for the funds in items (1)
20 to (13), inclusive, becomes obsolete as determined by the
21 Talladega County Economic Development Authority, and as agreed
22 to by the Talladega County legislative delegation, or in the
23 alternative as determined by the Talladega County legislative
24 delegation, the percentage allotted to any particular item
25 also shall be deposited in the Special Tax Trust Fund to be

1 invested in the same manner as other funds in the County
2 Treasury are invested. The legislative delegation of Talladega
3 County may determine which future projects are appropriate for
4 the expenditure of interest earned on funds held in the trust
5 account. No expenditures shall be made from the Special Tax
6 Trust Fund until after the expiration of five years from the
7 establishment of the trust account. After such time only the
8 interest on the Special Tax Trust Fund may be expended on
9 projects and/or the financing of projects, including bonded
10 indebtedness, submitted to the Talladega County legislative
11 delegation for approval.

12 "b. Revenues currently in the Debt Retirement Fund
13 provided for in Act 91-533 which are not needed to retire
14 current indebtedness shall be distributed as follows: 1. The
15 first one hundred thousand dollars (\$100,000) to purchase
16 vehicles for the Talladega County Sheriff's Department.

17 "2. The balance remaining shall be divided and
18 equally distributed in a lump sum for the purposes addressed
19 above in subdivisions (2) and (4).

20 "c. The Talladega County Economic Development
21 Authority shall act in an advisory capacity to the Talladega
22 County legislative delegation in regard to expenditures from
23 the Talladega County Special Tax Trust Fund. The authority
24 shall report to the legislative delegation annually beginning

1 September 1, 2000, and shall issue additional reports at other
2 times when requested by the delegation.

3 Section 2. This act shall become effective
4 immediately following its passage and approval by the
5 Governor, or its otherwise becoming law.

