

1 HB462
2 203650-5
3 By Representative Whitt (N & P)
4 RFD: Local Legislation
5 First Read: 04-MAY-20

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

ENROLLED, An Act,

Relating to Madison County and municipalities located wholly or partially within the county; to authorize the levy of an additional residential building permit fee and to provide for the disbursement of that fee.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) The Legislature finds that there is a shortage of skilled tradesmen in the residential construction industry in Madison County, including municipalities that are located wholly or partially within the county that, as authorized under Amendment 772 of the Constitution of Alabama of 1901, now appearing as Section 94.01 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, the county and municipalities of the county may lend its credit to or grant public funds and things of value in aid of the promotion of the residential construction industry within Madison County.

(b) The Madison County Commission and the governing bodies of any municipality located wholly or partially within Madison County, may levy up to twenty dollars (\$20), in addition to any other amount authorized by law, for the issuance of a residential building permit. A municipality may levy the fee within its corporate limits. The term residential building permit includes building permits, mechanical permits,

1 plumbing permits, electrical permits, and any other fee
2 required for the construction or remodeling of a new or
3 existing residential structure.

4 (c) All amounts levied and collected under this
5 section shall be deposited into the treasury of the respective
6 governing body that collected the levy and shall be disbursed
7 by that governing body to the North Alabama Homebuilding
8 Academy, which shall use the funds to train individuals in
9 skilled trades relating to the residential construction
10 industry, including, but not limited to, the following:

- 11 (1) Home building.
- 12 (2) Framing.
- 13 (3) Carpentry.
- 14 (4) Electrical.
- 15 (5) Plumbing.
- 16 (6) Masonry.
- 17 (7) Residential painting.
- 18 (8) Sheet rock installation and repair.
- 19 (9) Landscaping.
- 20 (10) HVAC.
- 21 (11) Pipe fitting.

22 (d) (1) Before any distribution of the levied funds
23 to the North Alabama Homebuilding Academy, the academy shall
24 submit annually a proposed operating budget to the Madison
25 County Commission for review and approval. The proposed annual

1 budget shall be submitted no later than December 1 of each
2 year. The annual budget shall include a breakdown of all
3 anticipated operational costs and projected workforce programs
4 to be provided.

5 (2) Upon approval of the academy's annual budget by
6 the county commission, the county commission and the governing
7 body of each participating municipality shall disburse
8 annually the levy to the North Alabama Homebuilding Academy.
9 Each governing body shall disburse its proportionate share,
10 based on the percentage of the population of the county
11 attributable to the population of that governing body
12 according to the most recent federal decennial census.

13 (3) After the governing body has fully disbursed its
14 annual obligated amount to the academy, any remaining funds
15 from the levy shall be used to provide inspection services
16 within its jurisdiction. The funds shall be used to fund
17 employees, agents, training, equipment, and other items
18 associated with providing inspection services.

19 (e) Funds collected pursuant to this section may not
20 be used to develop or provide continuing education required by
21 any professional licensing board located within this state.

22 (f) (1) The North Alabama Homebuilding Academy shall
23 be audited annually by a licensed independent certified public
24 accountant approved by the County Commission of Madison
25 County. No later than June 1 of each year, the academy shall

1 provide a report of the programs and activities of the
2 academy, as well as a full copy of its annual audited
3 financial statements, to the Madison County Commission and the
4 governing bodies of any municipality located wholly or
5 partially within Madison County.

6 (2) At its discretion and without cause, the Madison
7 County Commission may require the academy to be subject to an
8 audit at a time earlier than the academy's annual audit.

9 (g) A governing body that elects to levy an
10 additional fee for the issuance of a residential building
11 permit, as authorized by this section, shall provide not less
12 than 120 days' written notice to the North Alabama
13 Homebuilding Academy prior to electing to discontinue the levy
14 and collection of the fee.

15 (h) The collection of the additional fee for the
16 issuance of a residential building permit shall cease if the
17 North Alabama Homebuilding Academy terminates its operations.
18 Upon termination of the operations of the academy, any funds
19 collected by the Madison County Commission or the governing
20 body of any municipality for the use and benefit of the
21 academy shall be distributed to the respective governing body
22 for providing inspection services within its jurisdiction.

23 Section 2. This act shall become effective
24 immediately following its passage and approval by the
25 Governor, or its otherwise becoming law.

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

Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 07-MAY-20.

Jeff Woodard
Clerk

Senate

09-MAY-20

Passed