

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

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Madison County and municipalities
14 located wholly or partially within the county; to authorize
15 the levy of an additional residential building permit fee and
16 to provide for the disbursement of that fee.

17 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

1 of the promotion of the residential construction industry
2 within Madison County.

3 (b) The Madison County Commission and the governing
4 bodies of any municipality located wholly or partially within
5 Madison County, may levy up to twenty dollars (\$20), in
6 addition to any other amount authorized by law, for the
7 issuance of a residential building permit. A municipality may
8 levy the fee within its corporate limits. The term residential
9 building permit includes building permits, mechanical permits,
10 plumbing permits, electrical permits, and any other fee
11 required for the construction or remodeling of a new or
12 existing residential structure.

13 (c) All amounts levied and collected under this
14 section shall be deposited into the treasury of the respective
15 governing body that collected the levy and shall be disbursed
16 by that governing body to the North Alabama Homebuilding
17 Academy, which shall use the funds to train individuals in
18 skilled trades relating to the residential construction
19 industry, including, but not limited to, the following:

- 20 (1) Home building.
- 21 (2) Framing.
- 22 (3) Carpentry.
- 23 (4) Electrical.
- 24 (5) Plumbing.
- 25 (6) Masonry.
- 26 (7) Residential painting.
- 27 (8) Sheet rock installation and repair.

1 (9) Landscaping.

2 (10) HVAC.

3 (11) Pipe fitting.

4 (d) (1) Before any distribution of the levied funds
5 to the North Alabama Homebuilding Academy, the academy shall
6 submit annually a proposed operating budget to the Madison
7 County Commission for review and approval. The proposed annual
8 budget shall be submitted no later than December 1 of each
9 year. The annual budget shall include a breakdown of all
10 anticipated operational costs and projected workforce programs
11 to be provided.

12 (2) Upon approval of the academy's annual budget by
13 the county commission, the county commission and the governing
14 body of each participating municipality shall disburse
15 annually the levy to the North Alabama Homebuilding Academy.
16 Each governing body shall disburse its proportionate share,
17 based on the percentage of the population of the county
18 attributable to the population of that governing body
19 according to the most recent federal decennial census.

20 (3) After the governing body has fully disbursed its
21 annual obligated amount to the academy, any remaining funds
22 from the levy shall be used to provide inspection services
23 within its jurisdiction. The funds shall be used to fund
24 employees, agents, training, equipment, and other items
25 associated with providing inspection services.

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

4 (f) (1) The North Alabama Homebuilding Academy shall
5 be audited annually by a licensed independent certified public
6 accountant approved by the County Commission of Madison
7 County. No later than June 1 of each year, the academy shall
8 provide a report of the programs and activities of the
9 academy, as well as a full copy of its annual audited
10 financial statements, to the Madison County Commission and the
11 governing bodies of any municipality located wholly or
12 partially within Madison County.

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

16 (g) A governing body that elects to levy an
17 additional fee for the issuance of a residential building
18 permit, as authorized by this section, shall provide not less
19 than 120 days' written notice to the North Alabama
20 Homebuilding Academy prior to electing to discontinue the levy
21 and collection of the fee.

22 (h) The collection of the additional fee for the
23 issuance of a residential building permit shall cease if the
24 North Alabama Homebuilding Academy terminates its operations.
25 Upon termination of the operations of the academy, any funds
26 collected by the Madison County Commission or the governing
27 body of any municipality for the use and benefit of the

1 academy shall be distributed to the respective governing body
2 for providing inspection services within its jurisdiction.

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