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3 GUDGER AMENDMENT TO SB49  
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8 On page 2, delete lines 3 to 7 in their entirety,  
9 and insert in lieu thereof the following:

10 of Alabama 1975, to use public funds to repair or  
11 replace private sewer laterals; to provide a method by which a  
12 county, municipality, or authority using public funds to  
13 repair or replace sewer laterals may recover those public  
14 funds; and to require a county, municipality, or authority  
15 repairing or replacing a private sewer lateral to restore  
16 property to its original condition following the repair or  
17 replacement of the private sewer lateral.

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19 On page 3, line 20 to page 4, line 3, delete  
20 subdivision (b) (1) in its entirety and insert in lieu thereof  
21 the following:

22 (b) (1) Upon receipt of a written request from the  
23 owner of a property that has a private sewer lateral that is  
24 contributing to a serious threat to public health as described  
25 herein and that the owner certifies that he or she is not  
26 financially able to repair or replace, a county, municipality,  
27 or authority incorporated under Title 11, Code of Alabama

1 1975, may use public funds to repair or replace the private  
2 sewer lateral upon adoption of a resolution detailing that the  
3 repair or replacement constitutes a public purpose, and shall  
4 recover the actual cost of repair or replacement by prorating  
5 the cost of repair or replacement on the utility bill of the  
6 owner of the private sewer lateral. Terms of the recovery of  
7 cost shall be detailed in the resolution and shall be as  
8 mutually agreed by both parties.

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10 On page 4, lines 4 to 9, delete subdivision (2) in  
11 its entirety and insert in lieu thereof the following:

12 (2) A county, municipality, or authority shall not  
13 be obligated to replace a private sewer lateral.

14 (3) A county, municipality, or authority using  
15 public funds to repair or replace a private sewer lateral  
16 pursuant to subdivision (1) shall restore the property to the  
17 condition of the property as it existed prior to the repair or  
18 replacement.

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20 On page 4, line 11, delete "transferring funds or"