- 1 SB242
- 2 214948-1
- 3 By Senator Orr (Constitutional Amendment)
- 4 RFD: Local Legislation
- 5 First Read: 22-FEB-22

1	214948-1:n:08/30/2021:JET/tgw LSA2021-1543
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8	SYNOPSIS: This bill would propose an amendment to the
9	Constitution of Alabama of 1901, relating to Morgan
10	County, to provide for the distribution of the
11	county's share of the proceeds of the simplified
12	seller use tax to the local boards of education in
13	the county and to volunteer fire departments in the
14	county and would provide for retroactive
15	application of the amendment.
16	
17	A BILL
18	TO BE ENTITLED
19	AN ACT
20	
21	To propose an amendment to the Constitution of
22	Alabama of 1901, relating to Morgan County, to provide for the
23	distribution of the county's share of the proceeds of the
24	simplified sellers use tax; and to provide for retroactive
25	application.
26	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 1901, is proposed and shall become valid as a part of the Constitution when all requirements of this act are fulfilled:

PROPOSED AMENDMENT

- (a) After Morgan County retains five percent of the gross proceeds for administrative purposes, the remaining proceeds of the simplified seller use tax distributed to Morgan County pursuant to Section 40-23-197 of the Code of Alabama 1975, shall be allocated by the county commission each fiscal year and distributed on a monthly basis, as follows:
- (1) Eighty-five percent of the remaining proceeds shall be allocated to the county and city boards of education in the county for public school purposes based on the proportion that the average daily membership of each school system in the county during the first 20 scholastic days after Labor Day of the preceding school year bears to the total average daily membership of all school systems in Morgan County for the preceding school year.
- (2) Thirteen and one-half percent of the remaining proceeds shall be allocated to the Morgan County Board of Education for public school purposes.
- (3) One and one-half percent of the remaining proceeds shall be distributed to the certified volunteer fire departments in the county for fire protection purposes with each volunteer fire department receiving an equal share.

1	(b) This amendment shall apply retroactively to
2	October 1, 2019.
3	Section 2. An election upon the proposed amendment
4	shall be held in accordance with Section 284.01 of the
5	Constitution of Alabama of 1901, now appearing as Section
6	284.01 of the Official Recompilation of the Constitution of
7	Alabama of 1901, as amended, and the election laws of this
8	state.
9	Section 3. The appropriate election official shall
10	assign a ballot number for the proposed constitutional
11	amendment on the election ballot and shall set forth the
12	following description of the substance or subject matter of
13	the proposed constitutional amendment:
14	"Relating to Morgan County, proposing an amendment
15	to the Constitution of Alabama of 1901, to provide for the
16	distribution of the county's share of the proceeds of the
17	simplified sellers use tax; and to provide for retroactive
18	application.
19	"Proposed by Act"
20	This description shall be followed by the following
21	language:

"Yes () No ()."

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