

SB241 INTRODUCED



1 Z456RW-1
2 By Senator Singleton (N & P)
3 RFD: Local Legislation
4 First Read: 25-Apr-23
5
6 2023 Regular Session



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A BILL
TO BE ENTITLED
AN ACT

Relating to Hale County; to amend Section 11 of Act 83-696 of the 1983 Regular Session (Acts 1983, p. 1136); to repeal Section 12 of Act 83-696 of the 1983 Regular Session (Acts 1983, p. 1136); to make effective the establishment of a consolidated and unified system of assessment and collection of taxes under the supervision of a county revenue commissioner as provided for by Act 83-696 of the 1983 Regular Session (Acts 1983, p. 1136), now appearing as Subpart 2, Article 2, Chapter 33 of Title 45, Code of Alabama 1975.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 11 of Act 83-696 of the 1983 Regular Session (Acts 1983, p. 1136) is amended to read as follows:

"The provisions of this act shall become operative in Hale County, only if they are first approved by a majority of the qualified electors of said county who vote thereon in a referendum election. Said election may be concurrent with a valid election held pursuant to the provisions of this act, at which time the question shall be submitted substantially as follows:

Shall Act No. _____ of the _____ Session of the Legislature



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29 (here insert the number of this act) which provides for the
30 abolition of the offices of tax assessor and tax collector of
31 Hale County and the consolidation of the duties of these
32 officers into the one office to be known as the county
33 commissioner of revenue, be approved? ____Yes. ____No.

34 If a majority of the votes cast at such election are
35 "Yes" votes, then this act shall become effective as provided
36 above. If a majority of the votes cast are "No" votes, this
37 act shall have no further force or effect. The referendum
38 election shall be held and conducted as nearly as may be in
39 the same way as elections on amendments to the Constitution.
40 Notice of the election shall be given by the county
41 commissioners of Hale County. Such notice shall be published
42 once a week for three successive weeks before the day of the
43 election. The judge of probate shall also certify the result
44 of the election to the Secretary of State immediately after
45 the returns have been certified. ~~Provided, however, that at~~
46 ~~any constitutional election in the county held simultaneously~~
47 ~~with the election called for the purposes of this act shall be~~
48 ~~sufficient for the local election if the constitutional~~
49 ~~amendment authorizing the establishment of a consolidated and~~
50 ~~unified system of assessment and collection of taxes and~~
51 ~~abolishing the offices of tax assessor and tax collector, is~~
52 ~~favorable in Hale County.~~

53 Section 12 of Act 83-696 of the 1983 Regular Session
54 (Acts 1983, p. 1136), providing that Act 83-696 shall become
55 effective upon ratification and adoption of an amendment to
56 the Constitution of Alabama authorizing Act 83-696 by a



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57 majority of the qualified electors of Hale County, is
58 repealed.

59 Section 2. Act 83-696 of the 1983 Regular Session (Acts
60 1983, p. 1136) was approved by a majority of the qualified
61 electors of Hale County in the ballot referendum required by
62 Section 11 of that act on November 8, 1983. It is the intent
63 of the Legislature by this enactment to recognize the November
64 8, 1983 ballot referendum as compliant with Amendment 411
65 ratified on September 22, 1982, and now codified as Section
66 96.01 of the Constitution of Alabama of 2022, and to repeal
67 the superfluous requirement of a separate constitutional
68 amendment affecting only Hale County to approve Act 83-696.
69 Accordingly, the abolition of the offices of tax assessor and
70 tax collector and the consolidation of the acts, duties, and
71 functions of each office into the office of Hale County
72 Revenue Commissioner shall be operative pursuant to Section
73 45-33-240.20, Code of Alabama 1975, upon the effective date of
74 this act.

75 Section 3. This act shall become effective on the first
76 day of the third month following its passage and approval by
77 the Governor, or its otherwise becoming law.