

HB511 ENROLLED



1 HB511
2 J7D9NFN-2
3 By Representative Brinyark (N & P)
4 RFD: Local Legislation
5 First Read: 03-Apr-25



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1 Enrolled, An Act,

2
3 Relating to Fayette County; to amend Section 45-29-240,
4 Code of Alabama 1975, to further provide for the duties of the
5 revenue commissioner; and to further provide for the
6 compensation of the revenue commissioner.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. Section 45-29-240, Code of Alabama 1975, is
9 amended to read as follows:

10 "§45-29-240

11 ~~(a) At the expiration of the terms of office, or if a~~
12 ~~vacancy occurs in either the office of Tax Assessor or the~~
13 ~~office of Tax Collector of Fayette County before such date,~~
14 ~~then immediately upon the occurrence of such vacancy there~~
15 ~~shall be established the office of county revenue commissioner~~
16 ~~in Fayette County. If such office is established upon the~~
17 ~~occurrence of a vacancy in either the office of tax assessor~~
18 ~~or tax collector, then the tax assessor or tax collector, as~~
19 ~~the case may be, remaining in office shall be the county~~
20 ~~revenue commissioner for the remainder of the term for which~~
21 ~~he or she was elected. A revenue commissioner shall be elected~~
22 ~~at an election called for that purpose and every six years~~
23 ~~thereafter. He or she shall serve for a term of office of six~~
24 ~~years.~~

25 (b) The county revenue commissioner shall do and
26 perform all acts, duties, and functions required by law to be
27 performed either by the tax assessor or by the tax collector
28 of the county relative to the assessment of property for ad



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valorem taxation, the collection of ~~such~~ taxes, the keeping of records, and the making of reports concerning assessments for and the collection of taxes.

(c) Subject to the approval of the county commission, the county revenue commissioner shall appoint and fix the duties and compensation of a sufficient number of deputies, clerks, and assistants to perform properly the duties of his or her office. The acts of deputies shall have the same force and legal effect as if performed by the county revenue commissioner.

(d) Before entering upon the duties of office, the county revenue commissioner shall take the oath of office prescribed by ~~Article XVI~~ Section 279 of the Constitution of Alabama of ~~1901~~ 2022, and execute a bond in such sum as may be fixed by the county commission, giving as security thereon a bonding company authorized to do business in Alabama. The bond shall be conditioned, as other official bonds are conditioned, and shall be approved by and filed with the judge of probate. The cost of the bond ~~required herein~~ shall be paid out of the general funds of the county on a warrant of the county commission and shall be a preferred claim against the county.

(e) The county commission shall provide the necessary offices for the county revenue commissioner ~~in the courthouse~~ and shall provide all stationery, equipment, and office supplies, not otherwise furnished by law, needed for the efficient performance of the duties of the office.

(f) The county revenue commissioner shall collect and pay into the general fund of the county all fees, percentages,



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57 commissions, and other allowances which the tax assessor and
58 the tax collector are now or hereafter by law authorized or
59 directed to charge or collect for the performance of any duty
60 imposed by law on ~~any such~~ those officers and hereby
61 transferred to and imposed on the county revenue commissioner.
62 ~~As compensation for performance of the duties of his or her~~
63 ~~office, the county revenue commissioner shall receive a~~
64 ~~minimum salary of thirty-five thousand dollars (\$35,000) per~~
65 ~~annum, as provided by Section 40-6A-2, payable in 12 equal~~
66 ~~monthly installments, with the exact amount to be set by~~
67 ~~resolution of the county commission prior to the county~~
68 ~~revenue commissioner taking office. If no action is taken by~~
69 ~~the county commission before the county revenue commissioner~~
70 ~~takes office at each term, his or her salary shall be~~
71 ~~thirty-five thousand dollars (\$35,000).~~

72 (g) The offices of Tax Assessor and Tax Collector of
73 Fayette County are hereby ~~abolished effective on the last day~~
74 ~~of the term to which they are elected, or on such earlier~~
75 ~~date, as is prescribed in subsection (a), if a vacancy occurs~~
76 ~~in either the office of tax assessor or tax collector.~~

77 ~~(h) It is the purpose of this section to conserve~~
78 ~~revenue and promote the public convenience in Fayette County~~
79 ~~by consolidating the offices of tax assessor and tax collector~~
80 ~~into one county office.~~

81 ~~(i) If the office of tax assessor or tax collector~~
82 ~~should become vacant between the time of ratification of this~~
83 ~~section by the electors of Fayette County and the expiration~~
84 ~~of the term of office of either the tax assessor or tax~~



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85 ~~collector, this section shall become effective immediately and~~
86 ~~the election thereon shall be called within 45 days of such~~
87 ~~vacancy."~~

88 Section 2. (a) Until October 1, 2027, the Revenue
89 Commissioner of Fayette County shall continue to receive the
90 same base annual salary the commissioner is receiving on
91 September 30, 2025.

92 (b) Beginning October 1, 2025, in addition to the base
93 salary authorized in subsection (a), the revenue commissioner
94 shall receive an expense allowance of fifteen thousand dollars
95 (\$15,000) per annum, payable in equal monthly installments
96 from the county general fund.

97 (c) Beginning October 1, 2027, the revenue
98 commissioner's base salary shall be sixty-seven thousand
99 dollars (\$67,000) per annum, and the salary and expense
100 allowance authorized in subsections (a) and (b) are void.

101 Section 3. This act shall become effective on June 1,
102 2025.



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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 09-Apr-25.

John Treadwell
Clerk

Senate

14-May-25

Passed