

# HB511 INTRODUCED



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



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A BILL  
TO BE ENTITLED  
AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

"§45-29-240

(a) ~~At the expiration of the terms of office, or if a vacancy occurs in either the office of Tax Assessor or the office of Tax Collector of Fayette County before such date, then immediately upon the occurrence of such vacancy there shall be established the office of county revenue commissioner in Fayette County. If such office is established upon the occurrence of a vacancy in either the office of tax assessor or tax collector, then the tax assessor or tax collector, as the case may be, remaining in office shall be the county revenue commissioner for the remainder of the term for which he or she was elected.~~ A revenue commissioner shall be elected at an election called for that purpose and every six years



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29 thereafter. He or she shall serve for a term of office of six  
30 years.

31 (b) The county revenue commissioner shall do and  
32 perform all acts, duties, and functions required by law to be  
33 performed either by the tax assessor or by the tax collector  
34 of the county relative to the assessment of property for ad  
35 valorem taxation, the collection of ~~such~~ taxes, the keeping of  
36 records, and the making of reports concerning assessments for  
37 and the collection of taxes.

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

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

56 (e) The county commission shall provide the necessary



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57 offices for the county revenue commissioner ~~in the courthouse~~  
58 and shall provide all stationery, equipment, and office  
59 supplies, not otherwise furnished by law, needed for the  
60 efficient performance of the duties of the office.

61 (f) The county revenue commissioner shall collect and  
62 pay into the general fund of the county all fees, percentages,  
63 commissions, and other allowances which the tax assessor and  
64 the tax collector are now or hereafter by law authorized or  
65 directed to charge or collect for the performance of any duty  
66 imposed by law on ~~any such~~ those officers and ~~hereby~~  
67 transferred to and imposed on the county revenue commissioner.

68 ~~As compensation for performance of the duties of his or her~~  
69 ~~office, the county revenue commissioner shall receive a~~  
70 ~~minimum salary of thirty-five thousand dollars (\$35,000) per~~  
71 ~~annum, as provided by Section 40-6A-2, payable in 12 equal~~  
72 ~~monthly installments, with the exact amount to be set by~~  
73 ~~resolution of the county commission prior to the county~~  
74 ~~revenue commissioner taking office. If no action is taken by~~  
75 ~~the county commission before the county revenue commissioner~~  
76 ~~takes office at each term, his or her salary shall be~~  
77 ~~thirty-five thousand dollars (\$35,000).~~

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

83 ~~(h) It is the purpose of this section to conserve~~  
84 ~~revenue and promote the public convenience in Fayette County~~



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85 ~~by consolidating the offices of tax assessor and tax collector~~  
86 ~~into one county office.~~

87 ~~(i) If the office of tax assessor or tax collector~~  
88 ~~should become vacant between the time of ratification of this~~  
89 ~~section by the electors of Fayette County and the expiration~~  
90 ~~of the term of office of either the tax assessor or tax~~  
91 ~~collector, this section shall become effective immediately and~~  
92 ~~the election thereon shall be called within 45 days of such~~  
93 ~~vacancy."~~

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

98 (b) Beginning October 1, 2025, in addition to the base  
99 salary authorized in subsection (a), the revenue commissioner  
100 shall receive an expense allowance of fifteen thousand dollars  
101 (\$15,000) per annum, payable in equal monthly installments  
102 from the county general fund.

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

107 Section 3. This act shall become effective on June 1,  
108 2025.