

1 HB5
2 125415-2
3 By Representative Merrill
4 RFD: Ways and Means Education
5 First Read: 01-MAR-11
6 PFD: 02/22/2011

1 "(b) Contributions received for the following
2 authorized charitable and nonpolitical income tax check-off
3 recipients, less costs of administration to the Department of
4 Revenue not to exceed five percent, shall be distributed and
5 appropriated as provided herein:

6 "(1) Contributions to the Alabama Aging Program
7 shall be deposited with the State Treasurer into the Alabama
8 Senior Services Trust Fund for preserving, protecting,
9 perpetuating, and enhancing the abilities of aging citizens to
10 remain independent, under the auspices of the Department of
11 Senior Services.

12 "(2) Contributions to the Arts Development Fund
13 shall be deposited into the General Fund of the State
14 Treasury, to be appropriated to the Council on the Arts and
15 Humanities to fund grants to tax exempt organizations or
16 associations to encourage development of high quality and
17 artistically significant arts activities or cultural
18 facilities in local areas and shall be distributed in
19 accordance with Article 3, commencing with Section 41-9-40,
20 Chapter 9, Title 41.

21 "(3) Contributions to Alabama Nongame Wildlife
22 Program shall be deposited in the Alabama Nongame Wildlife
23 Fund in the State Treasury to the credit of the Game and Fish
24 Fund to be used exclusively for purposes of preserving,
25 protecting, perpetuating, and enhancing nongame wildlife in
26 this state. Nothing contained herein shall be construed to

1 give any rights of condemnation to the Department of
2 Conservation and Natural Resources.

3 "(4) Contributions to the Children's Trust Fund
4 shall be deposited with the State Treasurer into the State
5 Child Abuse and Neglect Prevention Board Operations Fund, as
6 provided for under Section 26-16-30.

7 "(5) Contributions to the Alabama Veterans' Program
8 shall be deposited in the State Treasury to the credit of the
9 Department of Veterans' Affairs to be used exclusively for
10 purposes of providing nursing home and health care for aged
11 and disabled veterans in this state.

12 "(6) Contributions to the Alabama Indian Children's
13 Scholarship Fund shall be deposited with the State Treasurer
14 for distribution to the Alabama Indian Affairs Commission for
15 educational scholarships.

16 "(7) Contributions to the Penny Trust Fund shall be
17 deposited with the State Treasurer for distribution according
18 to Section 41-15A-2.

19 "(8) Contributions to the Foster Care Trust Fund,
20 established under Sections 38-10-50 and 38-10-51, shall be
21 deposited with the State Treasurer to be continuously
22 appropriated to the Department of Human Resources to assist
23 all children in temporary or permanent custody in foster care.

24 "(9) Contributions designated for mental health on
25 the Alabama state resident individual income tax return shall
26 be deposited with the State Treasurer and shall be distributed

1 equally to the Alliance for the Mentally Ill of Alabama and to
2 the Mental Health Consumers of Alabama.

3 "(10) Contributions to the Alabama Breast and
4 Cervical Cancer Research Program shall be deposited with the
5 State Treasurer and distributed to the University of Alabama
6 at Birmingham, which shall implement and administer the
7 program.

8 "(11) Contributions to the Neighbors Helping
9 Neighbors Fund shall be deposited with the State Treasurer for
10 distribution by the Department of Economic and Community
11 Affairs for weatherization assistance as provided for under
12 Article 6, commencing with Section 41-23-100, Chapter 23,
13 Title 41.

14 "(12) Contributions to the Alabama 4-H Club
15 Foundation, Incorporated, shall be deposited with the State
16 Treasurer and distributed to the Alabama 4-H Club Foundation,
17 Incorporated.

18 "(13) Contributions to the Alabama Organ Center
19 Donor Awareness Fund shall be deposited with the State
20 Treasurer for distribution to the fund.

21 "(14) Contributions to the Alabama National Guard
22 Foundation, Incorporated, shall be deposited with the State
23 Treasurer for distribution to the fund.

24 "(15) Contributions to the Cancer Research Institute
25 shall be deposited with the State Treasurer for distribution
26 to the institute.

1 "(16) Contributions to the Alabama State Historic
2 Preservation Fund shall be deposited with the State Treasurer
3 for distribution to the fund, as provided for in Section
4 41-9-255.

5 "(17) Contributions to the Archives Services Fund
6 shall be deposited with the State Treasurer for distribution
7 to the fund as provided for in Section 41-6-76.

8 "(c) In the event that three years after adoption, a
9 check-off authorized under subsection (b) or subdivision (2)
10 of subsection (a) fails to achieve average annual gross
11 contributions of seven thousand five hundred dollars (\$7,500)
12 for a subsequent three-year period, its name will be dropped
13 from the state income tax return forms for the succeeding tax
14 year and its original authorization shall be effectively
15 repealed."

16 Section 2. This act shall become effective for tax
17 years beginning after December 31, 2012, and thereafter,
18 following its passage and approval by the Governor, or its
19 otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Ways and Means
Education..... 01-MAR-11

Read for the second time and placed
on the calendar 1 amendment 24-MAR-11

Read for the third time and passed
as amended..... 06-APR-11

Yeas 82, Nays 0, Abstains 0

Greg Pappas
Clerk