

1 HB148
2 124639-3
3 By Representative Howard (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 03-MAR-11

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ENROLLED, An Act,

To propose an amendment to the Constitution of Alabama of 1901, to provide for the deposit of the amount of funds collected in excess of the amount of funds utilized for the new jail in the Hale County General Fund; to provide for the continuance of the collection of the tax; and to provide for retroactive effect.

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) The amount of funds in excess of the amount of funds utilized for the jail pursuant to Act 92-565 of the 1992 Regular Session (Acts 1992, p. 1177), authorizing the Hale County Commission to levy an additional ad valorem tax in the amount of three mills pursuant to subsection (f) of Amendment 373 to the Constitution of Alabama of 1901, shall be deposited in the Hale County General Fund and distributed for law enforcement purposes only.

(b) After the costs of planning, constructing, and equipping a new county jail are fully paid or when all bonds, warrants, or other obligations have been retired pursuant to

1 Act 92-565, the additional ad valorem tax in the amount of
2 three mills shall continue to be collected and distributed
3 pursuant to subsection (a).

4 (c) This constitutional amendment shall have
5 retroactive effect to May 21, 1992.

6 Section 2. An election upon the proposed amendment
7 shall be held during a special election to be held in the
8 summer of 2011 in Hale County following the passage of the
9 proposed amendment, and in accordance with Amendment 555 to
10 the Constitution of Alabama of 1901, now appearing as Section
11 284.01 of the Official Recompilation of the Constitution of
12 Alabama of 1901, as amended, and the election laws of this
13 state.

14 Section 3. The appropriate election official shall
15 assign a ballot number for the proposed constitutional
16 amendment on the election ballot and shall set forth the
17 following description of the substance or subject matter of
18 the proposed constitutional amendment:

19 "Relating to Hale County, proposing an amendment to
20 the Constitution of Alabama of 1901, to allow the funds
21 collected from an ad valorem tax for the Hale County Jail in
22 excess of the amount utilized for the new jail to be deposited
23 in the Hale County General Fund and expended for law
24 enforcement purposes; to provide for the continuation of the
25 collection of the tax; and to provide for retroactive effect.

1 "Proposed by Act _____"

2 This description shall be followed by the following

3 language:

4 "Yes () No ()."

