

1 HB341
2 115135-2
3 By Representatives Page and Galliher (N & P)
4 RFD: Local Legislation
5 First Read: 19-JAN-10

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ENROLLED, An Act,

Relating to Etowah County; to amend Section 3 of Act 95-284, 1995 Regular Session (Acts 1995, p. 5270), as amended by Act 2003-184, 2003 Regular Session (Acts 2003, p. 491), and further amended by Act 2009-302, 2009 Regular Session, and Act 2009-591, 2009 Regular Session; to further provide that a portion of the proceeds distributed to the county and city school systems and the Gadsden State Community College may be used in times of proration to pay a portion of the salary of the certified personnel of the school systems and the Gadsden State Community College.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 3 of Act 95-284, 1995 Regular Session (Acts 1995, p. 5270), as amended by Act 2003-184, 2003 Regular Session (Acts 2003, p. 491), and further amended by Act 2009-302, 2009 Regular Session, and Act 2009-591, 2009 Regular Session, is further amended to read as follows:

"Section 3.

"The net proceeds of any sales and use tax levied pursuant to this act shall be distributed annually as follows:

"(1) The first sixty thousand dollars (\$60,000) to Smeltzer Education Training Center.

"(2) The next fifty thousand dollars (\$50,000) to Mental Retardation 310 Center.

1 "(3) The next ten thousand dollars (\$10,000) to the
2 Etowah County Rescue Squad.

3 "(4) The next five thousand dollars (\$5,000) to the
4 Attalla Rescue Squad.

5 "(5)a. Fifty percent of the remaining proceeds to be
6 used only for construction, maintenance, equipment, or
7 supplies shall be distributed as follows: 85 percent to the
8 Gadsden School System, the Etowah County School System, and
9 the Attalla School System on a pro rata basis, according to
10 the official average daily attendance for the previous school
11 year, and 15 percent to Gadsden State Community College. Each
12 school board shall receive and administer the proceeds of the
13 sales and use taxes and shall have the authority to issue
14 bonds, secure financing, and retire debt.

15 "b. Notwithstanding the provisions of paragraph a.,
16 should the Governor declare proration in the state education
17 trust fund budget, all of the remaining proceeds may be used
18 to pay the salaries of the certified personnel of the school
19 systems or Gadsden State Community College. This discretion
20 only exists when the education trust fund budget is in
21 proration.

22 "(6) Seventy percent of the remaining 50 percent to
23 the Etowah County General Fund for juvenile detention, debt
24 retirement, senior citizen services, and public safety. From
25 these funds, the county shall be responsible for insurance,

1 utilities, and maintenance of the community buildings in the
2 unincorporated areas of the county completed or approved by
3 the effective date of the act adding this language with funds
4 from the Community Development Committee. All future
5 construction of community buildings in the unincorporated
6 areas shall be approved by the county commission.

7 "(7) Eighteen percent of the remaining 50 percent to
8 the Etowah County Community Development Committee.

9 "These funds shall be divided equally among the
10 three House of Representatives districts in Etowah County. The
11 funds in each district shall be expended only on projects
12 located in the respective House district. The expenditure of
13 funds for each respective district shall be voted on and
14 approved by the respective House district appointee and Senate
15 appointee. The House appointee and Senate appointee for a
16 district may call a district meeting for the purpose of this
17 provision.

18 "(8) Six percent of the remaining 50 percent to the
19 Etowah County Library Committee. Of this amount, two thousand
20 five hundred dollars (\$2,500) shall be distributed annually to
21 each public school library.

22 "(9) Six percent of the remaining 50 percent to be
23 shared equally among county volunteer fire departments."

1 Section 2. This act shall become effective
2 immediately following its passage and approval by the
3 Governor, or its otherwise becoming law.

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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 17-FEB-10.

Greg Pappas
Clerk

Senate

06-APR-10

Passed