

1 SB282
2 217530-6
3 By Senators Gudger, Elliott and Jones
4 RFD: Judiciary
5 First Read: 01-MAR-22

1 SB282

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4 ENROLLED, An Act,

5 Relating to municipalities; to limit the amount of
6 money a municipality may retain from fines and penalties
7 generated from traffic tickets; and in connection therewith to
8 have as its purpose or effect the requirement of a new or
9 increased expenditure of local funds within the meaning of
10 Amendment 621 of the Constitution of Alabama of 1901, as
11 amended by Amendment 890, now appearing as Section 111.05 of
12 the Official Recompilation of the Constitution of Alabama of
13 1901, as amended and to provide for exceptions.

14 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

15 Section 1. (a) Only 10 percent of a municipality's
16 general operating budget may come from fines and penalties
17 retained by a municipality from traffic tickets. Any remaining
18 amount in excess of the 10 percent threshold shall be
19 transferred to the Department of Finance for allocation, in
20 equal amounts, to the Crime Victims' Compensation Fund,
21 created pursuant to Section 15-23-16, Code of Alabama 1975,
22 and the Fair Trial Tax Fund, created pursuant to Section
23 12-19-251, Code of Alabama 1975.

1 (b) In determining the total general operating
2 budget, a municipality shall use the most recently completed
3 year's budget.

4 (c) Class 1 municipalities are excluded from this
5 act.

6 Section 2. The purpose or effect of this bill would
7 be to require a new or increased expenditure of local funds
8 within the meaning of Amendment 621 of the Constitution of
9 Alabama of 1901, as amended by Amendment 890, now appearing as
10 Section 111.05 of the Official Recompilation of the
11 Constitution of Alabama of 1901, as amended. If this bill is
12 not enacted by a 2/3 vote, it will not become effective with
13 regard to a local entity unless approved by the local entity
14 or until, and only as long as, the Legislature appropriates
15 funds or provides for a local source of revenue.

16 Section 3. This act shall become effective on the
17 first day of the third month following its passage and
18 approval by the Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB282

Senate 29-MAR-22

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris,
Secretary.

House of Representatives
Passed: 05-APR-22

By: Senator Gudger