

1 HB271  
2 188989-2  
3 By Representative Fincher (N & P)  
4 RFD: Local Legislation  
5 First Read: 23-JAN-18

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to Randolph County; to amend Section 6 of  
14 Act 2003-213 of the 2003 Regular Session (Acts 2003, p. 541),  
15 as last amended by Act 2017-312 of the 2017 Regular Session,  
16 providing an additional tax on tobacco and tobacco products in  
17 the county; and to further provide for the distribution of the  
18 tax.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. Section 6 of Act 2003-213 of the 2003  
21 Regular Session (Acts 2003, p. 541), as last amended by Act  
22 2017-312 of the 2017 Regular Session, is amended to read as  
23 follows:

24 "Section 6. (a) The proceeds from the tax  
25 authorized, less two percent of the actual amount of  
26 collection which shall be retained by the Department of  
27 Revenue, shall be distributed to the Randolph County General

1 Fund to be ~~expended~~ distributed within 15 days of receipt as  
2 follows:

3 "(1) Thirty-two percent of the proceeds shall be  
4 distributed in equal shares to the ~~Alabama Forestry Commission~~  
5 recognized volunteer fire departments located in the county  
6 and to the Randolph County Rescue Squad, with each volunteer  
7 fire department receiving one share and the Randolph County  
8 Rescue Squad receiving one share, to be ~~utilized~~ used for fire  
9 protection and emergency medical services in the county, as  
10 provided in subsection (b).

11 "(2) Twenty-four percent of the proceeds shall be  
12 distributed to the Randolph County Industrial Development  
13 Council.

14 "(3) Twenty-four percent shall be retained in the  
15 Randolph County General Fund to be utilized as are other  
16 county funds.

17 "(4) Ten percent of the proceeds shall be  
18 distributed to the Randolph County Equine and Agricultural  
19 Association to be used to pursue educational opportunities  
20 related to and to promote all types of agriculture in Randolph  
21 County and its surrounding area.

22 "(5) Ten percent of the proceeds shall be  
23 distributed to the Randolph County Animal Shelter to be used  
24 for small animal control on a countywide basis.

25 "(b) (1) The funds distributed to the ~~Alabama~~  
26 ~~Forestry Commission~~ recognized volunteer fire departments  
27 shall be payable on a ~~quarterly or~~ monthly basis and ~~will~~

1 shall be expended ~~within 15 days of receipt solely~~ only for  
2 purposes of fire protection, prevention, and fire safety  
3 education in order to encourage a strong volunteer  
4 ~~firefighters~~ firefighter network in Randolph County. The  
5 proceeds shall be distributed to volunteer fire departments in  
6 the county meeting the minimum state standards as determined  
7 by ~~rules and regulations set up by~~ the Alabama Forestry  
8 Commission and recognized by the Randolph County Volunteer  
9 Fire Fighters Association ~~on an equal basis, share and share~~  
10 ~~alike~~. None of the proceeds shall be used for salaries nor to  
11 pay members for any performance of duties associated with the  
12 department. Any member fire department which fails to meet the  
13 minimum standards ~~and criteria~~ shall be denied its share of  
14 the funding. The association shall give noncomplying member  
15 fire departments proper notice of all deficiencies and a  
16 reasonable time period to correct the deficiencies before any  
17 funds shall be denied.

18 "(2) The share of the funds distributed to the  
19 Randolph County Rescue Squad shall be payable on a monthly  
20 basis and shall be expended only for the delivery of emergency  
21 services.

22 "(c) None of the funds distributed to the Randolph  
23 County Equine and Agricultural Association ~~shall~~ may be used  
24 for salaries, but the members of the board shall be entitled  
25 to reimbursement from funds of the association for their  
26 actual and necessary expenses incurred in the performance of

1 their actual duties. Any additional monies needed for salaries  
2 shall be generated from other sources."

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