

1 SB170
2 196997-1
3 By Senators Waggoner and Roberts
4 RFD: Governmental Affairs
5 First Read: 21-MAR-19

2
3
4
5
6
7
8
9 A BILL
10 TO BE ENTITLED
11 AN ACT
12

13 To authorize the governing body of the City of
14 Mountain Brook, Alabama, pursuant to Amendment No. 373 to the
15 Constitution of Alabama of 1901, to increase the rate at which
16 there is levied and collected by the city, on all taxable
17 property situated within the city, the special ad valorem tax
18 for public school purposes authorized in Amendment No. 56 to
19 the Constitution of Alabama of 1901, to a maximum rate, for
20 any tax year of the city, which is equal to \$2.06 on each one
21 hundred dollars (20.6 mills on each dollar) of assessed value.
22 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

23 Section 1. The following words and phrases shall
24 have the following meanings:

25 (1) AMENDMENT NO. 56. That amendment to the
26 Constitution of Alabama of 1901, that was proposed by Act No.
27 383, H. 458, 1945 Regular Session.

1 (2) AMENDMENT NO. 325. That amendment to the
2 Constitution of Alabama of 1901, that was proposed by Act No.
3 116, H. 56, 1971 Third Special Session.

4 (3) AMENDMENT NO. 373. That amendment to the
5 Constitution of Alabama of 1901, that was proposed by Act No.
6 6, H. 170, 1978 Second Special Session.

7 (4) CITY. Mountain Brook, Alabama.

8 (5) CITY COUNCIL. Mountain Brook City Council.

9 (6) SPECIAL TAX. The special ad valorem tax for
10 public school purposes authorized in Amendment No. 56 and
11 pursuant to an election held in the city on May 20, 1947, and
12 levied and collected on taxable property in the city; being
13 originally levied at the rate of five mills on each dollar of
14 assessed value and, pursuant to proceedings heretofore taken
15 under Amendment No. 325 and Amendment No. 373, presently
16 levied at the rate of 10.6 mills on each dollar of assessed
17 value.

18 Section 2. The City presently levies and collects
19 the Special Tax at a rate of \$1.06 on each one hundred dollars
20 (10.6 mills on each dollar) of assessed value. Pursuant to a
21 resolution adopted by the City Council in accordance with
22 Amendment No. 373, the City proposes to increase (by 10 mills)
23 the rate at which it may levy and collect the Special Tax to a
24 maximum rate, for any tax year, which is equal to \$2.06 on
25 each one hundred dollars (20.6 mills on each dollar) of
26 assessed value.

1 Section 3. Pursuant to subsection (f) of Amendment
2 No. 373 and a resolution adopted by the City Council after a
3 public hearing, the City Council may increase the rate at
4 which the City levies and collects the Special Tax for public
5 school purposes to a maximum rate, for any tax year, which is
6 equal to \$2.06 on each one hundred dollars (20.6 mills on each
7 dollar) of assessed value.

8 Section 4. The increase in the rate at which the
9 Special Tax may be levied and collected pursuant to this act
10 is subject to the approval of a majority of the qualified
11 electors residing in the city who vote on the proposed
12 increase at a special election called and held for such
13 purpose pursuant to the provisions of subsection (f) of
14 Amendment No. 373.

15 Section 5. This act shall become effective
16 immediately following its passage and approval by the
17 Governor, or its otherwise becoming law.