

1 HB321
2 185028-3
3 By Representatives Rogers and Moore (M)
4 RFD: Transportation, Utilities and Infrastructure
5 First Read: 02-APR-19

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8 SYNOPSIS: Under existing law, in the case of any
9 municipal water works board which serves water to
10 customers or has assets in counties other than the
11 county where the authorizing municipality is
12 principally located, the county commission of each
13 county other than the county where the authorizing
14 municipality is principally located where more than
15 5,000 water customers are served by the board or
16 where the board owns a major reservoir located
17 entirely within the county may appoint a member to
18 the board.

19 This bill would increase from 5,000 to
20 25,000 the number of water customers served by the
21 board in a county other than the county where the
22 authorizing municipality is principally located for
23 the county to appoint a member to the board and
24 would remove the member from a county in which the
25 board owns a major reservoir located entirely
26 within the county.
27

1 A BILL
2 TO BE ENTITLED
3 AN ACT
4

5 To amend Section 11-50-301 of the Code of Alabama
6 1975, as amended by Act 2016-276, 2016 Regular Session,
7 relating to certain municipal water works boards; to revise
8 the process for county commissions of counties other than the
9 county in which the authorizing municipality is principally
10 located to appoint members to the board.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. Section 11-50-301 of the Code of Alabama
13 1975, as amended by Act 2016-276, 2016 Regular Session, is
14 amended to read as follows:

15 "§11-50-301.

16 "(a) ~~Effective January 1, 2017, the~~ After the
17 effective date of the act adding this amendatory language, the
18 water works board shall be reorganized and composed of the
19 following members:

20 "(1) Two of the members shall be appointed by the
21 mayor of the authorizing municipality and four of the members
22 shall be appointed by the municipal governing body of the
23 authorizing municipality. All of these members shall be
24 residents of the authorizing municipality and water customers
25 of the board.

26 "(2) One additional board member shall be appointed
27 by the association of mayors in the county where the

1 authorizing municipality is located if there is an organized
2 incorporated countywide association of mayors or by the mayors
3 of the county acting jointly if not. This member shall
4 hereafter be referred to as the board member appointed by the
5 association of mayors. The board member shall reside outside
6 of the corporate limits of the authorizing municipality and
7 shall be a resident of the county where the authorizing
8 municipality is principally located and be a water customer of
9 the board. Notwithstanding any other provision of this
10 division, the person appointed as a board member by the
11 association of mayors may only serve one full term on the
12 board.

13 "(3) One additional board member shall be appointed
14 by the county commission of each county other than the county
15 where the authorizing municipality is principally located
16 where more than ~~5,000~~ 25,000 water customers are served by the
17 board ~~or where the board owns a major reservoir located~~
18 ~~entirely within the county.~~ The term of a member who has been
19 appointed by the county commission of a county in which the
20 board owns a major reservoir located entirely within the
21 county prior to the effective date of the act adding this
22 sentence shall expire on the effective date of the act. Each
23 board member shall be a resident of the county making the
24 appointment."

25 Section 2. This act shall become effective on the
26 first day of the third month following its passage and

1 approval by the Governor, or its otherwise becoming law. At
2 that time the water board will reorganize.