

1 HB389
2 203914-2
3 By Representatives Kitchens and Rich (N & P)
4 RFD: Local Legislation
5 First Read: 05-MAR-20

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 To authorize the City Council of the City of
14 Guntersville in Marshall County, pursuant to Amendment No. 373
15 of the Constitution of Alabama 1901, as amended, to increase
16 the rate of the city's special school ad valorem tax levied
17 and collected on all taxable property in the city authorized
18 pursuant to the applicable provisions of the general laws of
19 this state and pursuant to the Constitution of Alabama of
20 1901, as amended, by an additional amount up to 9 mills on
21 each dollar (\$0.90 on each one hundred dollars) of assessed
22 value, to be used exclusively for capital outlay or debt
23 service for public schools.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25 Section 1. This act shall apply only to the City of
26 Guntersville in Marshall County.

1 Section 2. For the purposes of this act, the
2 following words have the following meanings:

3 (1) AMENDMENT NO. 56. Amendment No. 56 of the
4 Constitution of Alabama 1901, now appearing as Section 216.04
5 of the Recompiled Constitution of Alabama of 1901, as amended.

6 (2) AMENDMENT NO. 373. Amendment No. 373 of the
7 Constitution of Alabama of 1901, now appearing as Section 217
8 of the Recompiled Constitution of Alabama of 1901.

9 (3) CITY. The City of Guntersville, Alabama.

10 (4) CITY SPECIAL SCHOOL AD VALOREM TAX. The tax
11 authorized pursuant to the applicable provisions of the
12 general laws of this state and pursuant to Amendment No. 56
13 and Amendment No. 373 of the Constitution of Alabama of 1901,
14 levied by the city for public school purposes, or for capital
15 outlay or debt service for public schools, and without express
16 limit as to time.

17 Section 3. The city presently levies and collects
18 the city special school ad valorem tax for public school
19 purposes. Pursuant to a resolution adopted by the City Council
20 of the City of Guntersville after a public hearing in
21 accordance with Amendment No. 373, the City of Guntersville
22 proposes to increase the rate at which it may levy and collect
23 the city special school ad valorem tax by an additional amount
24 up to nine mills on each dollar (\$0.90 on each one hundred
25 dollars) of assessed value, with the proposed increase in the
26 city special school ad valorem tax to be used exclusively for
27 capital outlay or debt service for public schools.

1 Section 4. Pursuant to subsection (f) of Amendment
2 No. 373 and a resolution adopted by the City Council of the
3 City of Guntersville after a public hearing, the city may
4 increase the rate at which the city levies and collects the
5 city special school ad valorem tax by up to 9 mills on each
6 dollar (\$0.90 on each one hundred dollars) of assessed value,
7 the increase to be used and expended exclusively for capital
8 outlay or debt service for public schools.

9 Section 5. The increase in the rate at which the
10 city special school ad valorem tax may be levied and collected
11 pursuant to this act is subject to approval by a majority of
12 the qualified electors residing in the city who vote on the
13 proposed increase at a special election called and held for
14 that purpose pursuant to subsection (f) of Amendment No. 373.

15 Section 6. The increase in the city special school
16 ad valorem tax authorized pursuant to this act may be made
17 effective and due and payable beginning on the October 1 next
18 following the levy of the increase by the city after the
19 approval of the increase by the qualified electors of the city
20 in the special election held for that purpose.

21 Section 7. This act shall become effective on the
22 first day of the third month following its passage and
23 approval by the Governor, or its otherwise becoming law.