

1 HB73
2 178718-2
3 By Representative Fincher (N & P)
4 RFD: Local Legislation
5 First Read: 07-FEB-17
6 PFD: 02/01/2017

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Randolph County; providing for the
14 establishment of the Randolph County Industrial Development
15 Council; providing for the membership, powers, and duties of
16 the council; providing for the employees of the council; and
17 providing for funding of the council.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. (a) Pursuant to Amendment 701 of the
20 Constitution of Alabama of 1901, there is created and
21 established the Randolph County Industrial Development Council
22 on the first day of the first month next following the
23 effective date of this act. The members of the council shall
24 be appointed as follows:

25 (1) The county commissioners for commission
26 districts 1, 2, and 3 shall each appoint one member who shall
27 serve an initial term of one year.

1 (2) The county commissioners for commission
2 districts 4 and 5 shall each appoint one member who shall
3 serve an initial term of two years.

4 (3) Each incorporated municipality in the county
5 shall appoint one member for an initial term of three years.

6 (4) A consensus of the state legislative delegation
7 representing the county shall appoint two members for initial
8 terms of four years.

9 (5) Each member of the council shall be a resident
10 and qualified elector of the county.

11 (6) Successor members of the council shall be
12 appointed by the same appointing authority for terms of four
13 years.

14 (b) The council shall hold an organizational meeting
15 called by the judge of probate no later than 10 days after the
16 effective date of this act at which the council shall elect a
17 chair and vice-chair by majority vote of the members present
18 and voting at the meeting.

19 (c) The council shall meet at least quarterly on
20 call of the chair or upon a petition signed by at least two
21 thirds of the members of the council and filed with the chair
22 of the council stating a need for a special meeting.

23 (d) Members of the council shall serve without
24 compensation, but they shall be entitled to reimbursement from
25 funds of the council for their actual and necessary expenses
26 incurred in the performance of their actual duties.

1 (e) No member of the council shall serve in a paid
2 capacity with the council in any manner, be employed by the
3 council, have a contract with the council, or serve in a
4 consulting capacity to the council.

5 (f) Members of the council shall be immune from any
6 personal liability related to service on the council.

7 Section 2. (a) The council may select a formal name
8 for the council. The council shall have the authority to
9 negotiate for the county on all industrial and economic
10 development matters. The council shall formulate and implement
11 plans to promote and foster the industrial development and
12 economic growth of all areas of Randolph County and any
13 incorporated municipalities located within the county. The
14 council shall be entitled to all of the powers, rights,
15 privileges, exemptions, immunities, and authority provided by
16 the general laws of Alabama to local industrial development
17 authorities, including, but not limited to, abatement of
18 taxes, issuance of bonds, acquisition, enlargement,
19 improvement, replacement, ownership, leasing, selling, or
20 disposing of properties to the end that the council may be
21 able to promote the creation of jobs and develop commerce and
22 trade within the county and the state.

23 (b) The headquarters office of the council shall be
24 located in Randolph County and may be used for a legislative
25 office which may utilize the staff of the council for
26 legislative work. At the first board meeting in January of
27 each year, the board of directors, by a majority vote, shall

1 elect a chair, vice-chair, secretary, and treasurer who shall
2 hold office until their successors have likewise been elected.
3 The council may adopt bylaws to regulate and administer the
4 day-to-day business of the council. In the event of a vacancy
5 in the chair, the vice-chair shall serve as chair until
6 election of a successor as chair.

7 (c) Personnel employed by the council may
8 participate in the Employees' Retirement System of Alabama
9 like other employees of the county and may purchase prior
10 service credit in the Employees' Retirement System for
11 full-time service rendered to Randolph County under the
12 applicable laws and rules of the Employees' Retirement System.
13 The personnel may also elect to participate in the same health
14 insurance plan which covers employees of Randolph County.

15 Section 3. (a) The council, as herein provided, may
16 be financially supported, from time to time, by revenues from
17 whatever source derived as appropriated to the council by a
18 city governing body, the county commission, or the
19 Legislature.

20 (b) After the effective date of this act, all funds
21 previously distributed to the Randolph County Industrial
22 Development Council established pursuant to Act 2001-425 (Acts
23 2001, p. 541), including, but not limited to, that portion of
24 additional tobacco tax distributed to the council pursuant to
25 Act 2003-213 (Acts 2003, p. 541), shall be used to pay any
26 indebtedness of the old council, and shall be distributed to

1 the council as established by this act to be used for the
2 purposes of this act.

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