- 1 HB616
- 2 165838-8
- 3 By Representatives McCampbell and Howard (N & P)
- 4 RFD: Local Legislation
- 5 First Read: 05-MAY-15

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2	ENROLLED	. An	Act.

3 Relating to Sumter County; to amend Act 83-480, (Acts 1983, p. 672), as amended, which levies fees on the 4 5 disposal of certain wastes and distributes the proceeds of the fees; to amend Sections 2 and 4 of the act; to provide further 7 for the fees and the distributions of the proceeds of the fees; and to repeal conflicting local laws, including specifically Act 90-612, (Acts 1990, p. 1124), as amended by 10 Act 94-700, (Acts 1994, p. 1350).

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 2 and 4 of Act 83-480, (Acts 1983, p. 672), as amended, are hereby further amended to read as follows:

"Section 2. There is hereby levied a fee to be paid by each operator of a commercial site for the disposal of hazardous waste in the amount of three dollars and fifty cents (\$3.50) per ton. It is the intent of this law to cover only material that is land filled at the site. It shall exclude any material which is stored, transshipped, recycled, or processed for other use.

"Section 4. (a) The proceeds of the fees generated by this act and Section 22-30B-2, Code of Alabama 1975, shall first be distributed in monthly installments, as follows:

1	"(1) Four thousand six hundred seventy five dollars
2	(\$4,675) to the Hill Hospital (Bond Obligation).
3	"(2) Four thousand dollars (\$4,000) to the Sumter
4	Industrial Board.
5	"(3) Four thousand dollars (\$4,000) to the Solid
6	Waste Fund.
7	"(4) Four thousand dollars ($$4,000$) to the City of
8	Livingston to be used by the Fire and Rescue Department for
9	training and equipment for response to hazardous material
10	cleanup, containment, or disposal throughout the county. If
11	other certified public hazardous material responders are
12	established after the effective date of this act, the City of
13	Livingston Fire and Rescue Department shall share the proceeds
14	proportionately with other certified units based on the area
15	or areas served.
16	"(b) After the distributions are made pursuant to
17	subsection (a), the Sumter County Commission shall distribute
18	the remaining funds as follows:
19	"(1) Sumter County Commission -
20	Unearmarked 30%
21	"(2) Sumter County Commission
22	Gen-eral Fund, to be earmarked for
23	the county legislative delegation

office, administrative costs, and 5%

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1	accounting services for the county	
2	"(3) Sumter County Board of Educa-	
3	tion	15%
4	"(4) Sumter County Trust Fund	
5	(Stipulations)	5%
6	"(5) University of West Alabama	5%
7	"(6) City of Livingston	5%
8	"(7) City of York	5%
9	"(8) Town of Epes	3%
10	"(9) Town of Gainesville	3%
11	"(10) Town of Geiger	3%
12	"(11) Town of Emelle	3%
13	"(12) Town of Cuba	2%
14	"(13) Sumter County Rescue Squad	1%
15	"(14) Sumter County Fire Fighters	
16	Association	1%
17	"(15) Sumter County Sewer Authority	
18	(with stipulation)	3%
		but not exceeding
		\$100,000 per fiscal
		year. Any percentage
19		amounts that would ex-

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		ceed this \$100,000 cap
		shall be distributed
		as provided in subsec-
		tion (c) by the county
		commission.
20	"(16) Sumter County Water Authority	3%
21	"(17) Sumter County Library Systems	
		3%
		of the 3%, 1% shall be
		distributed to the
		York Library and 1%
		shall be distributed
		to the Ruby Pickens
22		Tartt Library
23	"(18) Coleman Culture Center	.50%
24	"(19) Sumter Historical Society	.50%
25	"(20) Federation of Southern Coop-	
26	eratives	.50%
27	"(21) Sumter County Chamber of Com-	
28	merce	.50%
29	"(22) Hill Hospital	1%
30	"(23) Sumter Industrial Board	1%
31	"(24) Sumter County Department of	1%

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1	munian	Resources

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2	"(c)(1) All recipients of funds pursuant to this
3	section must be a nonprofit or governmental entity and must
4	provide an annual financial report to the Chair of the Sumter
5	County Commission and the Sumter County legislative
6	delegation. The delegation may also adopt rules for and
7	require the application of additional financial assurances of
8	an entity, including the requirement of periodic audits of the
9	entities.
10	"(2) If any nonprofit receiving payment pursuant to
11	this section is dissolved or loses its nonprofit status, its
12	distributive share shall be held in trust by the Sumter County
13	Commission for up to one fiscal quarter and shall be
14	redistributed by resolution to one or more nonprofit or
15	governmental entities named in subsection (a) or (b)."
16	Section 2. All laws or parts of law in conflict with
17	this act are repealed and replaced by this act and Act 90-612,
18	(Acts 1990, p. 1124), 1990 Regular Session, as amended by Act
19	94-700, (Acts 1994, p. 1354), 1994 Regular Session, is hereby
20	specifically repealed.
21	Section 3. This act shall become effective on the
22	first day of the first month following its passage and

approval by the Governor, or its otherwise becoming law.

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4		Speaker of the House of Representatives	
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6		President and Presiding Officer of the Senat	ce
7		House of Representatives	
8 9		hereby certify that the within Act originate sed by the House 12-MAY-15.	ed in
10 11		Jeff Woodard	
12		Clerk	
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16	Senate	21-MAY-15	Passed

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