

1 SB375
2 167530-4
3 By Senator Orr
4 RFD: Finance and Taxation General Fund
5 First Read: 14-APR-15

1 SB375

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4 ENROLLED, An Act,

5 To provide flexibility for state entities to utilize
6 state revenue for other purposes which are in addition to the
7 stated purpose under current state law.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

9 Section 1. Definition.

10 State tax receipt. Any tax, fee, license or other
11 source of revenue received by a state entity pursuant to
12 statute, rule or any other means.

13 This provision shall in no way include specific
14 appropriations from the State General Fund and the Education
15 Trust Fund.

16 Section 2. Any other law or laws to the contrary
17 notwithstanding, a state entity which receives state tax
18 receipts which are designated for a particular purpose may in
19 addition to the designated purpose expend those funds for
20 other functions within the entity in order to offset the
21 reduction in other funding for any given year. The flexibility
22 provided by this section shall not apply to funds which are
23 constitutionally dedicated for a specific purpose or to
24 Medicaid provider taxes from hospitals, nursing homes and
25 pharmacies and Medicaid intergovernmental transfers from

1 public hospitals and public nursing homes, or to funds
2 otherwise designated by the federal government or State or
3 Federal court order or to portions of a state-levied tax that
4 are distributed directly to counties.

5 Section 3. Notwithstanding any other provision of
6 the law to the contrary, in no instance shall the provisions
7 of this bill induce an automatic increase in any fees to
8 replenish a fund. No such fund requiring such automatic
9 increase shall be depleted under the provisions of this bill.

10 Section 4. Each state entity shall be responsible
11 for ensuring compliance with the provisions of Section 2.

12 Section 5. The provisions of this act are severable.
13 If any part of this act is declared invalid or
14 unconstitutional, that declaration shall not affect the part
15 which remains.

16 Section 6. This act shall become effective
17 immediately following its passage and approval by the
18 Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

Senate 07-MAY-15.
I hereby certify that the within Act originated in and passed
the Senate, as amended.

Senate 02-JUN-15
I hereby certify that the within Act originated in and passed
the Senate, as amended by Executive Amendment.

Patrick Harris
Secretary

House of Representatives
Amended and Passed: 21-MAY-15
House of Representatives
Passed: 02-JUN-15, as amended by Executive Amendment.

By: Senator Orr