

1 HB214  
2 155784-3  
3 By Representatives Johnson (R) and Hurst (N & P)  
4 RFD: Local Legislation  
5 First Read: 14-JAN-14

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ENROLLED, An Act,

Relating to Talladega County; to amend Section 11 of Act 91-533 of the 1991 Regular Session (Acts 1991, p. 948), as last amended by Act 2000-758, 2000 Regular Session (Acts 2000, p. 1732), relating to a special sales tax outside of cities within the county; to further define the members of the Talladega County legislative delegation relating to the distribution of a portion of the revenue derived from the act to specify that the term includes only those members of the legislative delegation who reside in the county.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 11 of Act 91-533 of the 1991 Regular Session (Acts 1991, p. 948), as last amended by Act 2000-758, 2000 Regular Session (Acts 2000, p. 1732), is amended to read as follows:

"Section 11. All revenues arising from the taxes herein levied shall be deposited in a special fund, designated as the Talladega County Special Tax Fund. An amount up to \$50,000 annually shall, upon approval of the Talladega County legislative delegation, be used for personnel and/or professional services deemed necessary by the delegation to assist in the administration and coordination of the projects designated in this act. The term "approval of the Talladega County legislative delegation" as used in this paragraph and

1 throughout this act, shall constitute the approval of a  
2 majority of the members of the Alabama Senate and Alabama  
3 House of Representatives representing Talladega County who  
4 reside within the county. The remaining amounts shall be  
5 distributed by the county commission in the following manner:

6 "(1) Twelve percent to the Talladega County  
7 Association of Volunteer Fire Departments.

8 "(2) Twelve percent to the bridge fund to be used  
9 towards the construction and/or financing of a bridge across  
10 Coosa River connecting Talladega and Shelby Counties at the  
11 site previously served by a ferry. The Talladega Economic  
12 Development Authority shall make recommendations to the  
13 Talladega County Commission as to the expenditure of these  
14 funds. Approval by the Talladega County legislative  
15 delegation, as defined above, is required prior to the  
16 expenditure of any funds. If the Talladega Economic  
17 Development Authority fails to make a recommendation  
18 acceptable to the Talladega County legislative delegation,  
19 then final disposition of said funds shall be at the sole  
20 discretion of the Talladega County legislative delegation.  
21 Distribution of these discretionary funds shall be approved by  
22 the Talladega County legislative delegation, as defined above.

23 "(3) Ten percent to fund the commitment made by the  
24 Talladega County Commission to the Honda project.

1           "(4) Ten percent to the Talladega County Health  
 2 Department for construction and/or financing of new facility  
 3 to serve North Talladega County, and to fund maintenance and  
 4 operation expenses for Talladega County health programs  
 5 located in Sylacauga and Talladega. The Talladega Economic  
 6 Development Authority shall make recommendations to the  
 7 Talladega County Commission as to the expenditure of these  
 8 funds. Approval by the Talladega County legislative  
 9 delegation, as defined above, is required prior to the  
 10 expenditure of any funds. If the Talladega Economic  
 11 Development Authority fails to make a recommendation  
 12 acceptable to the Talladega County legislative delegation,  
 13 then final disposition of said funds shall be at the sole  
 14 discretion of the Talladega County legislative delegation.  
 15 Distribution of these discretionary funds shall be approved by  
 16 the Talladega County legislative delegation, as defined above.

17           "(5) Ten percent to the Talladega County Economic  
 18 Development Authority.

19           "(6) Ten percent for development of water lines to  
 20 serve Talladega County residents and industry for improved  
 21 fire protection and rural development. The Talladega Economic  
 22 Development Authority shall make recommendations to the  
 23 Talladega County Commission as to the expenditure of these  
 24 funds. Approval by the Talladega County legislative  
 25 delegation, as defined above, is required prior to the

1 expenditure of any funds. If the Talladega Economic  
2 Development Authority fails to make a recommendation  
3 acceptable to the Talladega County legislative delegation,  
4 then final disposition of said funds shall be at the sole  
5 discretion of the Talladega County legislative delegation.  
6 Distribution of these discretionary funds shall be approved by  
7 the Talladega County legislative delegation, as defined above.

8 "(7) Five percent to the public libraries in  
9 Talladega County located in Childersburg, Lincoln, Sylacauga,  
10 and Talladega to be distributed on a pro rata basis by  
11 population of each municipality.

12 "(8) Five percent to the Talladega County Commission  
13 fund that is used to match federal and state funds for roads  
14 and bridges in Talladega County.

15 "(9) Five percent for the maintenance and renovation  
16 of county-owned buildings as needed and as determined by the  
17 county commission, including as first priority the courthouse  
18 annex located in Sylacauga.

19 "(10) Four percent to be used to improve the supply  
20 and quality of the water in North Talladega County,  
21 particularly to enhance water supplies and capacities for  
22 communities within North Talladega County in and around the  
23 Talladega Municipal Airport, including, but not limited to,  
24 the addition and maintenance of water towers. The Talladega  
25 Economic Development Authority shall make recommendations to

1 the Talladega County Commission as to the expenditure of these  
2 funds. Approval by the Talladega County legislative  
3 delegation, as defined above, is required prior to the  
4 expenditure of any funds. If the Talladega Economic  
5 Development Authority fails to make a recommendation  
6 acceptable to the Talladega County legislative delegation,  
7 then final disposition of said funds shall be at the sole  
8 discretion of the Talladega County legislative delegation.  
9 Distribution of these discretionary funds shall be approved by  
10 the Talladega County legislative delegation, as defined above.

11 "(11) Four percent to be used to hire additional law  
12 enforcement officers in the Talladega County Sheriff's  
13 Department to better serve the rural residents of Talladega.

14 "(12) Two percent divided equally and distributed to  
15 the ARC programs of North and South Talladega County located  
16 in Sylacauga and Talladega.

17 "(13) Two percent to the Talladega Childrens  
18 Rehabilitation Office for rehabilitation services in Talladega  
19 County.

20 "(14) a. Any remaining revenue proceeds shall be  
21 deposited into a trust fund called the Talladega County  
22 Special Tax Trust Fund. As the need for the funds in items (1)  
23 to (13), inclusive, becomes obsolete as determined by the  
24 Talladega County Economic Development Authority, and as agreed  
25 to by the Talladega County legislative delegation, or in the

1 alternative as determined by the Talladega County legislative  
 2 delegation, the percentage allotted to any particular item  
 3 also shall be deposited in the Special Tax Trust Fund to be  
 4 invested in the same manner as other funds in the County  
 5 Treasury are invested. The legislative delegation of Talladega  
 6 County may determine which future projects are appropriate for  
 7 the expenditure of interest earned on funds held in the trust  
 8 account. No expenditures shall be made from the Special Tax  
 9 Trust Fund until after the expiration of five years from the  
 10 establishment of the trust account. After such time only the  
 11 interest on the Special Tax Trust Fund may be expended on  
 12 projects and/or the financing of projects, including bonded  
 13 indebtedness, submitted to the Talladega County legislative  
 14 delegation for approval.

15 "b. Revenues currently in the Debt Retirement Fund  
 16 provided for in Act 91-533 which are not needed to retire  
 17 current indebtedness shall be distributed as follows:

18 1. The first one hundred thousand dollars (\$100,000)  
 19 to purchase vehicles for the Talladega County Sheriff's  
 20 Department.

21 "2. The balance remaining shall be divided and  
 22 equally distributed in a lump sum for the purposes addressed  
 23 above in subdivisions (2) and (4).

24 "c. The Talladega County Economic Development  
 25 Authority shall act in an advisory capacity to the Talladega

1 County legislative delegation in regard to expenditures from  
2 the Talladega County Special Tax Trust Fund. The authority  
3 shall report to the legislative delegation annually beginning  
4 September 1, 2000, and shall issue additional reports at other  
5 times when requested by the delegation."

6 Section 2. This act shall become effective  
7 immediately following its passage and approval by the  
8 Governor, or its otherwise becoming law.



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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 16-JAN-14.

Jeff Woodard  
Clerk

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Senate

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03-APR-14

Passed