

1 HB466
2 155850-1
3 By Representative Rich (N & P)
4 RFD: Local Legislation
5 First Read: 12-FEB-14

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Marshall County; to amend Section 1 of
14 Act 2011-527, 2011 Regular Session, as amended by Act 2012-206
15 of the 2012 Regular Session, providing further for the
16 distribution of additional TVA in-lieu-of-taxes payments
17 received by the county pursuant to Act 2010-135 and providing
18 further for the Discretionary Fund Committee.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. Section 1 of Act 2011-527, 2011 Regular
21 Session, as amended by Act 2012-206 of the 2012 Regular
22 Session, is further amended to read as follows:

23 "Section 1. (a) The increase in TVA in-lieu-of-taxes
24 payments to Marshall County generated by Act 2010-135, 2010
25 Regular Session, to the counties served by the TVA shall be
26 distributed as follows:

1 "(1) Twenty-five percent of the total amount to the
2 Marshall County Board of Education, the Arab City Board of
3 Education, the Guntersville City Board of Education, the
4 Albertville City Board of Education, and the Boaz City Board
5 of Education on a per pupil basis based upon the student
6 enrollment of the respective school systems on the last day of
7 the first monthly attendance report of each school year. If
8 the amount to paid to teachers who have achieved National
9 Board Certification by this state is less than five thousand
10 dollars (\$5,000), these funds shall be used to pay teachers
11 the difference in the amount paid and five thousand dollars
12 (\$5,000) each year. Any remaining funds may be used at the
13 discretion of the board.

14 "(2) Seventy-five percent to a county discretionary
15 fund. Moneys in the discretionary fund may be expended for any
16 lawful purpose by warrant drawn upon the fund pursuant to the
17 direction of a discretionary fund committee. Of this amount,
18 50 percent shall be expended in the county based on the
19 recommendations of the state Senator representing the county
20 as provided in subdivision (1) of subsection (b) and the
21 remaining 50 percent shall be expended in the districts of
22 each member of the House of Representatives representing
23 Marshall County on a proportionate basis based on the
24 population each district bears to the total population of
25 Marshall County and based on the recommendations of the state
26 House member representing each respective district.

1 "(b) The Discretionary Fund Committee is created.
2 The committee shall be comprised of three members as follows:

3 "(1) One member who is a resident of Marshall
4 County, to be appointed by the state Senator representing the
5 state Senate district containing the greatest number of
6 residents of Marshall County.

7 "(2) Two members, one to be appointed by each of the
8 members of the House of Representatives representing the House
9 of Representatives districts containing the greatest and the
10 second greatest number of persons who are residents of
11 Marshall County. Each of these members shall be a resident of
12 the legislative district of the respective appointing House
13 member.

14 "(c) The distributions made pursuant to this act
15 shall be made separate and apart from all other TVA
16 in-lieu-of-taxes payments required by Marshall County,
17 including, but not limited to, those payments distributed
18 pursuant to Act 2007-498, 2007 Regular Session."

19 Section 2. This act shall become effective
20 immediately following its passage and approval by the
21 Governor, or its otherwise becoming law.