

1 HB471  
2 156195-3  
3 By Representative Scott (N & P)  
4 RFD: Jefferson County Legislation  
5 First Read: 12-FEB-14

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ENROLLED, An Act,

Relating to county public transportation systems; to amend Section 3 of Act 2013-380 of the 2013 Regular Session, now appearing as Section 11-32-3 of the Code of Alabama 1975; to provide that one or more public corporations may be organized for the purpose of providing a public transportation system in any county having a population of not less than 600,000 according to the last or any subsequent federal decennial census; and to repeal Section 15 of Act 2013-380 of the 2013 Regular Session, now appearing as Section 11-32-15 of the Code of Alabama 1975.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 3 of Act 2013-380 of the 2013 Regular Session, now appearing as Section 11-32-3 of the Code of Alabama 1975, is amended to read as follows:

"§11-32-3.

"(a) ~~A~~ One or more public corporation corporations may be organized pursuant to this chapter in a county having a population of not less than 600,000 according to the last or any subsequent federal decennial census. Once incorporated under or governed by this chapter, ~~the~~ each corporation shall continue to be subject to this chapter, even if the population of the county falls below 600,000. In order to incorporate as a public corporation, any number of natural persons, not less

1 than three, shall first file a written application with the  
2 governing body of the county and with the governing body of  
3 the municipality in the county having the largest population  
4 according to the most recent federal decennial census, which  
5 applications shall include all of the following:

6 "(1) A statement that the authority proposes to  
7 render public transportation service in the county.

8 "(2) The proposed location of the principal office  
9 of the authority, which shall be within the county with the  
10 governing body of which the application is filed.

11 "(3) A statement that each of the applicants is a  
12 duly qualified elector of the county in which the application  
13 is filed.

14 "(4) A request that the governing body adopt a  
15 resolution declaring that it is wise, expedient, and necessary  
16 that the proposed authority be formed and authorizing the  
17 applicants to proceed to form the proposed authority by the  
18 filing for record of a certificate of incorporation in  
19 accordance with Section 11-32-4.

20 "(b) The applications shall, except in their  
21 designation of the governing body to which they are addressed  
22 and with which they are filed, be identical, and accompanied  
23 by the supporting documents or evidence as the applicants may  
24 consider appropriate. As promptly as may be practicable after  
25 the filing of the applications in accordance with this

1 section, the governing bodies of the county and the  
2 municipality with which the application was filed shall review  
3 the contents of the application and shall adopt resolutions  
4 either denying the application or declaring that it is wise,  
5 expedient, and necessary that the proposed authority be formed  
6 and authorizing the applicants to proceed to form the proposed  
7 authority by the filing for record of a certificate of  
8 incorporation in accordance with Section 11-32-4. Each  
9 governing body with which an application is filed shall also  
10 cause a copy of the application to be spread upon or otherwise  
11 made a part of the minutes of the meeting of the governing  
12 body at which final action upon the application is taken."

13 Section 2. Section 15 of Act 2013-380 of the 2013  
14 Regular Session, now appearing as Section 11-32-15 of the Code  
15 of Alabama 1975, is repealed.

16 Section 3. This act shall become effective on the  
17 first day of the third month following its passage and  
18 approval by the 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 27-FEB-14.

Jeff Woodard  
Clerk

Senate

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20-MAR-14

Passed