

1 HB145
2 144705-2
3 By Representative Laird (Constitutional Amendment)
4 RFD: Ways and Means General Fund
5 First Read: 05-FEB-13

2
3
4
5
6
7
8 SYNOPSIS: Under existing law, certain funds derived
9 from fees and taxes relating to the licensing, use,
10 and operation of motor vehicles and motor vehicle
11 fuels may only be used for the construction,
12 maintenance, and repair of public highways and
13 bridges, and for costs related to traffic
14 regulation and enforcement.

15 This bill would propose an amendment to
16 Amendment 93, as amended by Amendment 354, to the
17 Constitution of Alabama of 1901, now appearing as
18 Section 111.06 of the Official Recompilation of the
19 Constitution of Alabama of 1901, as amended, to
20 require the Legislature to distribute any fees
21 levied for the licensing and registration of boat
22 trailers, including personal watercraft trailers,
23 to rescue squads for the use of rescue squads
24 providing rescue services.

25
26 A BILL
27 TO BE ENTITLED

1 AN ACT

2
3 To propose an amendment to Amendment 93, as amended
4 by Amendment 354, to the Constitution of Alabama of 1901, now
5 appearing as Section 111.06 of the Official Recompilation of
6 the Constitution of Alabama of 1901, as amended, to require
7 the Legislature to distribute any fees levied for the
8 licensing and registration of boat trailers, including
9 personal watercraft trailers, to rescue squads for the use of
10 rescue squads providing rescue services.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. The following amendment to the
13 Constitution of Alabama of 1901, as amended, is proposed and
14 shall become valid as a part thereof when approved by a
15 majority of the qualified electors voting thereon and in
16 accordance with Sections 284, 285, and 287 of the Constitution
17 of Alabama of 1901, as amended:

18 PROPOSED AMENDMENT

19 "Amendment No. 354

20 "AMENDMENT OF AMENDMENT NO. 93.

21 "No moneys derived from any fees, excises, or
22 license taxes, levied by the state, relating to registration,
23 operation, or use of vehicles upon the public highways except
24 a vehicle-use tax imposed in lieu of a sales tax, and no
25 moneys derived from any fee, excises, or license taxes, levied
26 by the state, relating to fuels used for propelling such
27 vehicles except pump taxes, shall be expended for other than

1 cost of administering such laws, statutory refunds and
2 adjustments allowed therein, cost of construction,
3 reconstruction, maintenance and repair of public highways and
4 bridges, costs of highway rights-of-way, payment of highway
5 obligations, the cost of traffic regulation, and the expense
6 of enforcing state traffic and motor vehicle laws. The
7 provisions of this amendment shall not apply to any such fees,
8 excises, or license taxes now levied by the state for school
9 purposes for this whole state or for any county or city board
10 of education therein; and the legislature may provide for the
11 manufacture, distribution and use on private passenger or
12 pleasure motor vehicles of personalized license plates or
13 tags, bearing some special letters, figures, mark or badge of
14 distinction or personal prestige in lieu of the regular
15 license plates or tags, and if it does so, the legislature
16 must also require that such tags may be procured only by
17 payment of a fee or charge, in addition to the regular fee,
18 excise or license tax for the registration, operation or use
19 of such motor vehicles upon the highways. The moneys derived
20 from the additional charge made for such special or
21 distinctive license plates or tags, in excess of the cost of
22 the manufacture and distribution of such plates or tags, may
23 be used in such manner as the legislature prescribes.
24 Notwithstanding the other provisions of this amendment, the
25 Legislature shall distribute the portion of the fees from the
26 licensing and registration of boat trailers, including

1 personal watercraft trailers, to rescue squads in this state
2 for the use of rescue squads providing rescue services."

3 Section 2. An election upon the proposed amendment
4 shall be held in accordance with Sections 284 and 285 of the
5 Constitution of Alabama of 1901, now appearing as Sections 284
6 and 285 of the Official Recompilation of the Constitution of
7 Alabama of 1901, as amended, and the election laws of this
8 state.

9 Section 3. The appropriate election official shall
10 assign a ballot number for the proposed constitutional
11 amendment on the election ballot and shall set forth the
12 following description of the substance or subject matter of
13 the proposed constitutional amendment:

14 "Proposing an amendment to the Constitution of
15 Alabama of 1901, now appearing as Section 111.06 of the
16 Official Recompilation of the Constitution of Alabama of 1901,
17 as amended, to require the Legislature to distribute any fees
18 levied for the licensing and registration of boat trailers,
19 including personal watercraft trailers, to rescue squads for
20 the use of rescue squads providing rescue services.

21 "Proposed by Act _____."

22 This description shall be followed by the following
23 language:

24 "Yes () No ()."