

1 HB442  
2 146260-2  
3 By Representatives Long and Rich (N & P)  
4 RFD: Local Legislation  
5 First Read: 20-MAR-13

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ENROLLED, An Act,

Relating to Marshall County; to amend Section 1 of Act 2011-527, 2011 Regular Session, as amended by Act 2012-206 of the 2012 Regular Session, providing for the distribution of additional TVA in-lieu-of-taxes payments received by the county pursuant to Act 2010-135, to further provide for the Discretionary Fund Committee.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

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

"(1) Twenty-five percent of the total amount to the Marshall County Board of Education, the Arab City Board of Education, the Guntersville City Board of Education, the Albertville City Board of Education, and the Boaz City Board of Education on a per pupil basis based upon the student enrollment of the respective school systems on the last day of the first monthly attendance report of each school year. If the amount to paid to teachers who have achieved National Board Certification by this state is less than five thousand

1 dollars (\$5,000), these funds shall be used to pay teachers  
 2 the difference in the amount paid and five thousand dollars  
 3 (\$5,000) each year. Any remaining funds may be used at the  
 4 discretion of the board.

5 "(2) Seventy-five percent to a county discretionary  
 6 fund. Moneys in the discretionary fund may be expended for any  
 7 lawful purpose by warrant drawn upon the fund pursuant to the  
 8 direction of a discretionary fund committee.

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

11 "(1) One member who is a resident of Marshall  
 12 County, to be appointed by the state Senator representing the  
 13 state Senate district containing the greatest number of  
 14 residents of Marshall County.

15 "(2) Two members, one to be appointed by each of the  
 16 members of the House of Representatives representing the House  
 17 of Representatives districts containing the greatest and the  
 18 second greatest number of persons who are residents of  
 19 Marshall County. Each of these members shall be a resident of  
 20 the legislative district of the respective appointing House  
 21 member.

22 "(c) The distributions made pursuant to this act  
 23 shall be made separate and apart from all other TVA  
 24 in-lieu-of-taxes payments required by Marshall County,

1 including, but not limited to, those payments distributed  
2 pursuant to Act 2007-498, 2007 Regular Session."

3 Section 2. This act shall become effective  
4 immediately following its passage and approval by the  
5 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-APR-13.

Jeff Woodard  
Clerk

Senate

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20-MAY-13

Passed