

1 HB577
2 212414-1
3 By Representatives Hurst and Robbins (N & P)
4 RFD: Local Legislation
5 First Read: 01-APR-21

A BILL
TO BE ENTITLED
AN ACT

Relating to Clay County; creating the Clay County Animal Control Authority and providing for said authority's composition, terms, duties, and powers; to provide for the annual licensing of dogs and cats.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. There is hereby created the Clay County Animal Control Authority for Clay County, Alabama. Said authority is created for the purpose of providing for animal control shelter services for dogs, cats, and other domesticated animals in Clay County. For the purposes of this act, the term "animal control shelter services" shall mean the control, removal, and containment of stray, at-large, or surrendered domesticated animals.

Section 2. (a) The authority shall be governed by a Board of Directors consisting of ten members, who shall be

1 residents of Clay County. Each member of the Clay County
2 Commission shall appoint one of the ten members; each member
3 of the legislative delegation serving Clay County shall
4 appoint a member; and the mayor of the City of Ashland and the
5 mayor of the City of Lineville shall each appoint one member.
6 Subsequently, vacancies on the board shall be appointed by the
7 same appointing authority who made the initial appointment.

8 (b) The initial terms of the directors shall be
9 staggered, three shall be for a term of two years, three shall
10 be for a term of three years, and four shall be for a term of
11 four years.

12 (c) Within 30 days following the enactment date of
13 this legislation, the appointing authorities shall submit in
14 writing the name and address of the members of the board of
15 directors to the Probate Judge and such appointments shall be
16 filed and maintained in the Office of the Judge of Probate of
17 Clay County. At the organization meeting of the members of the
18 board of directors, members shall select by lot the initial
19 term for which each shall serve. The terms shall also be filed
20 with the Judge of Probate. The members shall also elect from
21 among themselves, a President, Vice-President, Secretary, and
22 Treasurer. Each shall serve a period of one year, or until a
23 successor is elected to serve. Neither shall be bonded, except
24 the treasurer, who shall obtain bond as an official. The terms
25 of all members, subsequent to the initial terms, shall be four
26 years. Members shall not serve more than two four-year terms.

1 Section 3. The authority is hereby authorized to
2 enter into contracts with governmental agencies or public or
3 private entities for the operation and maintenance of a county
4 pound or animal shelter. The authority shall have the power to
5 solicit and receive contributions, donations, and grants of
6 money, equipment, supplies, and services from other government
7 entities, corporations, partnerships, or individuals. All such
8 contributions, donations, and grants, including any money set
9 aside for, or appropriated to, the authority by the county
10 commission or the Legislature, shall be used solely for the
11 purpose of providing animal control shelter services in Clay
12 County.

13 Section 4. The county commission shall have no
14 obligation to provide animal control shelter services except
15 to the extent required by this act.

16 Section 5. The provisions of this act are severable.
17 Should any part of this act be declared unconstitutional, the
18 part which remains shall not be affected.

19 Section 6. All laws or parts of laws in conflict
20 with this act are repealed.

21 Section 7. This act shall become effective
22 immediately upon its passage and approval by the Governor, or
23 upon its otherwise becoming a law.