

1 HB705  
2 117103-1  
3 By Representative Fincher (N & P)  
4 RFD: Mobile County Legislation  
5 First Read: 11-MAR-10

A BILL  
TO BE ENTITLED  
AN ACT

Relating to the City of Citronelle, Mobile County;  
to amend Act 85-490 of the 1985 Regular Session (Acts 1985, p.  
484), to further provide for the distribution of certain oil  
and gas proceeds.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 1, 2, and 3 of Act 85-490 of the  
1985 Regular Session (Acts 1985, p. 484), are amended to read  
as follows:

"Section 1. The governing body of the City of  
Citronelle shall designate ~~a volunteer rescue squad~~ the  
volunteer fire department serving the city and a historical  
society as the official ~~rescue squad~~ volunteer fire department  
and the official historical society for the purposes of this  
act. There is hereby created a board to be composed of three  
persons, one person appointed by the official volunteer ~~rescue~~

1 ~~squad~~ fire department, one person appointed by the official  
2 historical society, and one person appointed by the governing  
3 body of the city. Appointees shall serve at the pleasure of  
4 the appointing authority and vacancies shall be filled by the  
5 appointing authority. Appointees shall serve without  
6 compensation.

7 "Section 2. Twenty percent (20%) of all tax proceeds  
8 of the 4% tax paid to the City of Citronelle pursuant to  
9 Section 40-20-8(c)(2), Code of Alabama 1975, as last amended,  
10 ~~by Act 84-662, H. 656, 1984, Regular Session~~ up to a maximum  
11 of two thousand dollars each per month for the volunteer fire  
12 department and the historical society, shall be paid to the  
13 board established by this act for the purposes provided for  
14 herein. ~~Said~~ The tax proceeds shall be placed in a separate  
15 interest bearing bank account in the City of Citronelle.

16 "Section 3. The board, by majority vote, shall  
17 allocate ~~said~~ the money to the City of Citronelle's official  
18 volunteer ~~rescue squad~~ fire department and official historical  
19 society on a dollar for dollar matching fund basis with all  
20 funds acquired by ~~said~~ the entities. The board shall submit an  
21 annual report to the city governing body detailing the  
22 disbursement of all funds.

23 "It is declared that ~~said~~ the historical society and  
24 ~~said rescue squad~~ the volunteer fire department are public  
25 services which operate for the benefit of the citizens of this  
26 state and that ~~said~~ the organizations are quasi-public  
27 entities that are entitled to receive and use public funds or

1 property appropriated, donated, or loaned to them by the  
2 state, county, or city governing body. Any funds currently  
3 held in escrow by the board on the effective date of the act  
4 adding this sentence which have not been distributed shall be  
5 distributed in accordance with this act, as amended."

6 Section 2. This act shall become effective on the  
7 first day of the third month following its passage and  
8 approval by the Governor, or its otherwise becoming law.