

1 HB246
2 126237-1
3 By Representative Ford (Constitutional Amendment)
4 RFD: Economic Development and Tourism
5 First Read: 10-MAR-11

2
3
4
5
6
7
8 SYNOPSIS: This bill would propose an amendment to the
9 Constitution of Alabama of 1901, to provide for a
10 five year job creation and retention program to be
11 funded with oil and gas capital payments received
12 by the state for the right to explore and drill for
13 or to produce oil, gas or other hydrocarbon
14 minerals in any offshore area of the state.

15
16 A BILL
17 TO BE ENTITLED
18 AN ACT
19

20 To propose an amendment to the Constitution of
21 Alabama of 1901, to provide for a five year job creation and
22 retention program to be funded with oil and gas capital
23 payments received by the state for the right to explore and
24 drill for or to produce oil, gas or other hydrocarbon minerals
25 in any offshore area of the state.

26 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. The following amendment to the
2 Constitution of Alabama of 1901, as amended, is proposed and
3 shall become valid as a part thereof when approved by a
4 majority of the qualified electors voting thereon and in
5 accordance with Sections 284, 285, and 287 of the Constitution
6 of Alabama of 1901, as amended:

7 PROPOSED AMENDMENT

8 (a) Notwithstanding any other provision of law to
9 the contrary, beginning in the fiscal year ending September
10 30, 2013 and continuing through the fiscal year ending
11 September 30, 2017, all oil and gas capital payments received
12 by the state for the right to explore and drill for or to
13 produce oil, gas, or other hydrocarbon minerals in any
14 offshore area of the state other than the amounts necessary to
15 meet debt service requirement on outstanding general
16 obligation bonds, shall be distributed in equal proportions to
17 each congressional district in the state as these districts
18 exist on the effective date of this amendment and used
19 exclusively to help create jobs and retain existing jobs. For
20 the purposes of this amendment, the term "oil and gas capital
21 payment" shall have the same meaning as provided under
22 Amendment 666 to the Constitution of Alabama of 1901, now
23 appearing as Section 219.04 of the Official Recompilation of
24 the Constitution of 1901, as amended.

25 (b) The Governor in conjunction with the Alabama
26 Development Office, shall decide how the funds provided to
27 each congressional district will be utilized to create and/or

1 retain jobs within each district. Provided, however, none of
2 the funds may be utilized to provided highway infrastructure.

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 at the June 5, 2012 statewide primary election.

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, as amended, to provide for the distribution
16 of offshore oil and gas capital payments received by the state
17 to provide funds to help create and retain jobs."

18 "Proposed by Act _____."

19 This description shall be followed by the following
20 language:

21 "Yes () No ()."