

1 HB622
2 129694-1
3 By Representatives Galliher, Ford and Nordgren (N & P)
4 RFD: Local Legislation
5 First Read: 24-MAY-11

1 129694-1:n:04/14/2011:MCS/tj LRS2011-2359

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A BILL

10 TO BE ENTITLED

11 AN ACT

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13 Relating to Etowah County; to amend Section 3 of Act
14 95-284, 1995 Regular Session (Acts 1995, p. 5270), as amended
15 by Act 2003-184, 2003 Regular Session (Acts 2003, p. 491), and
16 further amended by Act 2009-302, 2009 Regular Session (Acts
17 2009, p. 525), and Act 2009-591, 2009 Regular Session (Acts
18 2009, p.1746); to further provide that a portion of the
19 proceeds distributed to the county and city school systems and
20 the Gadsden State Community College may be used to pay a
21 portion of the salary of the certified personnel of the school
22 systems and the Gadsden State Community College.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24 Section 1. Section 3 of Act 95-284, 1995 Regular
25 Session (Acts 1995, p. 5270), as amended by Act 2003-184, 2003
26 Regular Session (Acts 2003, p. 491), and further amended by
27 Act 2009-302, 2009 Regular Session (Acts 2009, p. 525), and

1 Act 2009-591, 2009 (Acts 2009, p. 1746) Regular Session is
2 amended to read as follows:

3 "Section 3.

4 "The net proceeds of any sales and use tax levied
5 pursuant to this act shall be distributed annually as follows:

6 "(1) The first sixty thousand dollars (\$60,000) to
7 Smeltzer Education Training Center.

8 "(2) The next fifty thousand dollars (\$50,000) to
9 Mental Retardation 310 Center.

10 "(3) The next ten thousand dollars (\$10,000) to the
11 Etowah County Rescue Squad.

12 "(4) The next five thousand dollars (\$5,000) to the
13 Atalla Rescue Squad.

14 "(5)a. Fifty percent of the remaining proceeds to be
15 used only for construction, maintenance, equipment, or
16 supplies shall be distributed as follows: 85 percent to the
17 Gadsden School System, the Etowah County School System, and
18 the Atalla School System on a pro rata basis, according to the
19 official average daily attendance for the previous school
20 year, and 15 percent to Gadsden State Community College. Each
21 school board shall receive and administer the proceeds of the
22 sales and use taxes and shall have the authority to issue
23 bonds, secure financing, and retire debt.

24 "b. Notwithstanding the provisions of paragraph a.,
25 due to the current financial condition of the school systems
26 and Gadsden State Community College, which is the result of
27 the necessity of declaring proration during the last three

1 fiscal years, up to thirty-five percent may be used to pay the
2 salaries of the certified personnel of the school systems or
3 Gadsden State Community College.

4 "(6) Seventy percent of the remaining fifty percent
5 to the Etowah County Fund for juvenile detention, debt
6 retirement, senior citizen services, and public safety. From
7 these funds, the county shall be responsible for insurance,
8 utilities, and maintenance of the community buildings in the
9 unincorporated areas of the county completed or approved by
10 the effective date of the act adding this language with funds
11 from the Community Development Committee. All future
12 construction of community buildings in the unincorporated
13 areas shall be approved by the county commission.

14 "(7) Eighteen percent of the remaining fifty percent
15 to the Etowah County Community Development Committee.

16 "These funds shall be divided equally among the
17 three House of Representatives districts in Etowah County. The
18 funds in each district shall be expended only on projects
19 located in the respective House district. The expenditure of
20 funds for each respective district shall be voted on and
21 approved by the respective House district appointee and Senate
22 appointee. The House appointee and Senate appointee for a
23 district may call a district meeting for the purpose of this
24 provision.

25 "(8) Six percent of the remaining fifty percent to
26 the Etowah County Library Committee. Of this amount, two

1 thousand five hundred dollars (\$2,500) shall be distributed
2 annually to each public school library.

3 "(9) Six percent of the remaining fifty percent to
4 be shared equally among county volunteer fire departments."

5 Section 2. This act shall become effective
6 immediately following its passage and approval by the
7 Governor, or its otherwise becoming law.