

1 SB374
2 164426-1
3 By Senator Waggoner (N & P)
4 RFD: Local Legislation, Jefferson County
5 First Read: 14-APR-15

1 164426-1:n:02/10/2015:FC/agb LRS2015-379

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A BILL

10 TO BE ENTITLED

11 AN ACT

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13 Relating to Jefferson County; to amend Act 2012-196
14 of the 2012 Regular Session (Acts 2012, p. 325), as amended by
15 Act 2014-7 of the 2014 Regular Session, authorizing the
16 designated city officers or employees of cities in the county
17 to issue motor vehicle registrations; to specify the
18 collection and retention of issuance fees; to specify the
19 deduction and retention of commissions on the collection of
20 certain taxes; and to provide for retroactive effect.

21 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

22 Section 1. Section 2 of Act 2012-196 of the 2012
23 Regular Session (Acts 2012, p. 325), as amended by Act 2014-7
24 of the 2014 Regular Session, is amended to read as follows:

25 "Section 2. (a) In Jefferson County, the mayor of
26 any city in the county may designate a city officer or
27 employee to issue motor vehicle registrations, to include the

1 issuance of license plates. The city official or employee may
2 not issue license plates when a vehicle has not been
3 previously registered in this state by or in the name of the
4 current vehicle owner. The city license plate issuing official
5 may only issue motor vehicle registrations for a resident of
6 the city. The city license plate issuing official, or his or
7 her agents or employees, shall collect the registration fees,
8 and ad valorem taxes, and issuance fees on the vehicle and
9 remit the registration fees and taxes less any issuance fee
10 and commissions retained by the city, in the same manner as
11 the county license plate issuing official. The In addition,
12 the city license plate issuing official, or his or her agents
13 or employees, shall collect the same issuance fees as provided
14 for the county license plate issuing official, which fees
15 shall be retained by the city and credited to the city general
16 fund. In addition, the city may levy and collect an additional
17 issuance fee as provided in subsection (b). The city shall
18 also deduct and retain in the city general fund commissions on
19 the collection of taxes for the state and county in the same
20 manner as the county license issuing official, except the
21 commissions for assessments and collections of taxes on motor
22 vehicles for the General Fund of the state and county shall be
23 calculated at a rate of 1 percent for assessments and 1
24 percent for collections. The city shall be audited by the
25 Examiners of Public Accounts related to the issuance of motor
26 vehicle registrations pursuant to this act. The city shall be
27 responsible for any shortages as determined by the audit. The

1 city license plate issuing official and his or her employees
2 shall be bonded by a bonding company authorized to do business
3 in this state in such sums sufficient to cover the amounts set
4 out in Section 12-13-33, Code of Alabama 1975, for probate
5 judges. The bond shall be conditioned as other official bonds
6 are conditioned and shall be approved by the mayor and the
7 city council of the city.

8 "(b) The city council of a city that issues motor
9 vehicle registrations pursuant to this section may levy an
10 annual additional issuance fee, not to exceed five dollars
11 (\$5), for each motor vehicle plate issued by the city license
12 plate issuing official. The annual additional fee authorized
13 by this section shall become due at the same time the state
14 registration fee becomes due. The annual additional fee shall
15 not be collected more than once per vehicle during a
16 registration year. The local issuance fee collected pursuant
17 to this subsection shall be deposited into the general fund of
18 the city levying the fee and shall be used for the operation
19 of the city license plate issuing official's office."

20 Section 2. The provisions of this act are remedial
21 and curative to clarify legislative intent of Act 2012-196, as
22 amended.

23 Section 3. This act shall be retroactive to April 1,
24 2014, following its passage and approval by the Governor, or
25 its otherwise becoming law.