

1 SB282  
2 217530-4  
3 By Senators Gudger, Elliott and Jones  
4 RFD: Judiciary  
5 First Read: 01-MAR-22

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3  
4 ENGROSSED

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6  
7 A BILL  
8 TO BE ENTITLED  
9 AN ACT

10  
11 Relating to municipalities; to limit the amount of  
12 money a municipality may retain from fines and penalties  
13 generated from traffic tickets; and in connection therewith to  
14 have as its purpose or effect the requirement of a new or  
15 increased expenditure of local funds within the meaning of  
16 Amendment 621 of the Constitution of Alabama of 1901, as  
17 amended by Amendment 890, now appearing as Section 111.05 of  
18 the Official Recompilation of the Constitution of Alabama of  
19 1901, as amended and to provide for exceptions.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. (a) Only 10 percent of a municipality's  
22 general operating budget may come from fines and penalties  
23 retained by a municipality from traffic tickets. Any remaining  
24 amount in excess of the 10 percent threshold shall be  
25 transferred to the Department of Finance for allocation, in  
26 equal amounts, to the Crime Victims' Compensation Fund,  
27 created pursuant to Section 15-23-16, Code of Alabama 1975,

1 and the Fair Trial Tax Fund, created pursuant to Section  
2 12-19-251, Code of Alabama 1975.

3 (b) In determining the total general operating  
4 budget, a municipality shall use the most recently completed  
5 year's budget.

6 (c) Class 1 municipalities are excluded from this  
7 act.

8 Section 2. The purpose or effect of this bill would  
9 be to require a new or increased expenditure of local funds  
10 within the meaning of Amendment 621 of the Constitution of  
11 Alabama of 1901, as amended by Amendment 890, now appearing as  
12 Section 111.05 of the Official ReCompilation of the  
13 Constitution of Alabama of 1901, as amended. If this bill is  
14 not enacted by a 2/3 vote, it will not become effective with  
15 regard to a local entity unless approved by the local entity  
16 or until, and only as long as, the Legislature appropriates  
17 funds or provides for a local source of revenue.

18 Section 3. This act shall become effective on the  
19 first day of the third month following its passage and  
20 approval by the Governor, or its otherwise becoming law.

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2  
3 Senate  
  
4 Read for the first time and referred to the Senate  
5 committee on Judiciary..... 01-MAR-22  
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7 Read for the second time and placed on the calen-  
8 dar 3 amendments..... 17-MAR-22  
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10 Read for the third time and passed as amended .... 29-MAR-22

11 Yeas 33  
12 Nays 0

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14  
15 Patrick Harris,  
16 Secretary.  
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