

1 HB14
2 169360-1
3 By Representatives Hurst and Johnson (R) (N & P)
4 RFD: Local Legislation
5 First Read: 03-AUG-15

2
3
4
5
6
7
8
9 A BILL
10 TO BE ENTITLED
11 AN ACT
12

13 Relating to Talladega County; to amend Act 91-533 of
14 the 1991 Regular Session (Acts 1991, p. 948), as last amended
15 by Act 2000-758 of the 2000 Regular Session (Acts 2000, p.
16 1732), relating to a special sales tax outside the corporate
17 limits of cities; to provide for the distribution of any
18 revenue accruing from a shooting range in the unincorporated
19 area of the county to be used solely for resurfacing of county
20 roads in the unincorporated areas of the county.

21 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

22 Section 1. Section 11 of Act 91-533 of the 1991
23 Regular Session, (Acts 1991, p. 948), as amended, is amended
24 to read as follows:

25 "Section 11. All revenues arising from the taxes
26 herein levied shall be deposited in a special fund, designated
27 as the Talladega County Special Tax Fund. All revenue accruing

1 from the collection of the taxes at any shooting range in the
2 unincorporated area of the county shall be earmarked in a
3 special account in the fund and used solely for the
4 resurfacing with asphalt of county roads in the unincorporated
5 areas of the county. An amount up to \$50,000 annually shall,
6 upon approval of the Talladega County legislative delegation,
7 be used for personnel and/or professional services deemed
8 necessary by the delegation to assist in the administration
9 and coordination of the projects designated in this act. The
10 term "approval of the Talladega County legislative delegation"
11 as used in this paragraph and throughout this act, shall
12 constitute the approval of the Senate member and any two (2)
13 House representatives from said county. The remaining amounts
14 shall be distributed by the county commission in the following
15 manner:

16 "(1) Twelve percent to the Talladega County
17 Association of Volunteer Fire Departments.

18 "(2) Twelve percent to the bridge fund to be used
19 towards the construction and/or financing of a bridge across
20 Coosa River connecting Talladega and Shelby Counties at the
21 site previously served by a ferry. The Talladega Economic
22 Development Authority shall make recommendations to the
23 Talladega County Commission as to the expenditure of these
24 funds. Approval by the Talladega County legislative
25 delegation, as defined above, is required prior to the
26 expenditure of any funds. If the Talladega Economic
27 Development Authority fails to make a recommendation

1 acceptable to the Talladega County legislative delegation,
2 then final disposition of said funds shall be at the sole
3 discretion of the Talladega County legislative delegation.
4 Distribution of these discretionary funds shall be approved by
5 the Talladega County legislative delegation, as defined above.

6 "(3) Ten percent to fund the commitment made by the
7 Talladega County Commission to the Honda project.

8 "(4) Ten percent to the Talladega County Health
9 Department for construction and/or financing of new facility
10 to serve North Talladega County, and to fund maintenance and
11 operation expenses for Talladega County health programs
12 located in Sylacauga and Talladega. The Talladega Economic
13 Development Authority shall make recommendations to the
14 Talladega County Commission as to the expenditure of these
15 funds. Approval by the Talladega County legislative
16 delegation, as defined above, is required prior to the
17 expenditure of any funds. If the Talladega Economic
18 Development Authority fails to make a recommendation
19 acceptable to the Talladega County legislative delegation,
20 then final disposition of said funds shall be at the sole
21 discretion of the Talladega County legislative delegation.
22 Distribution of these discretionary funds shall be approved by
23 the Talladega County legislative delegation, as defined above.

24 "(5) Ten percent to the Talladega County Economic
25 Development Authority.

26 "(6) Ten percent for development of water lines to
27 serve Talladega County residents and industry for improved

1 fire protection and rural development. The Talladega Economic
2 Development Authority shall make recommendations to the
3 Talladega County Commission as to the expenditure of these
4 funds. Approval by the Talladega County legislative
5 delegation, as defined above, is required prior to the
6 expenditure of any funds. If the Talladega Economic
7 Development Authority fails to make a recommendation
8 acceptable to the Talladega County legislative delegation,
9 then final disposition of said funds shall be at the sole
10 discretion of the Talladega County legislative delegation.
11 Distribution of these discretionary funds shall be approved by
12 the Talladega County legislative delegation, as defined above.

13 "(7) Five percent to the public libraries in
14 Talladega County located in Childersburg, Lincoln, Sylacauga,
15 and Talladega to be distributed on a pro rata basis by
16 population of each municipality.

17 "(8) Five percent to the Talladega County Commission
18 fund that is used to match federal and state funds for roads
19 and bridges in Talladega County.

20 "(9) Five percent for the maintenance and renovation
21 of county-owned buildings as needed and as determined by the
22 county commission, including as first priority the courthouse
23 annex located in Sylacauga.

24 "(10) Four percent to be used to improve the supply
25 and quality of the water in North Talladega County,
26 particularly to enhance water supplies and capacities for
27 communities within North Talladega County in and around the

1 Talladega Municipal Airport, including, but not limited to,
2 the addition and maintenance of water towers. The Talladega
3 Economic Development Authority shall make recommendations to
4 the Talladega County Commission as to the expenditure of these
5 funds. Approval by the Talladega County legislative
6 delegation, as defined above, is required prior to the
7 expenditure of any funds. If the Talladega Economic
8 Development Authority fails to make a recommendation
9 acceptable to the Talladega County legislative delegation,
10 then final disposition of said funds shall be at the sole
11 discretion of the Talladega County legislative delegation.
12 Distribution of these discretionary funds shall be approved by
13 the Talladega County legislative delegation, as defined above.

14 "(11) Four percent to be used to hire additional law
15 enforcement officers in the Talladega County Sheriff's
16 Department to better serve the rural residents of Talladega.

17 "(12) Two percent divided equally and distributed to
18 the ARC programs of North and South Talladega County located
19 in Sylacauga and Talladega.

20 "(13) Two percent to the Talladega Childrens
21 Rehabilitation Office for rehabilitation services in Talladega
22 County.

23 "(14) a. Any remaining revenue proceeds shall be
24 deposited into a trust fund called the Talladega County
25 Special Tax Trust Fund. As the need for the funds in items (1)
26 to (13), inclusive, becomes obsolete as determined by the
27 Talladega County Economic Development Authority, and as agreed

1 to by the Talladega County legislative delegation, or in the
2 alternative as determined by the Talladega County legislative
3 delegation, the percentage allotted to any particular item
4 also shall be deposited in the Special Tax Trust Fund to be
5 invested in the same manner as other funds in the County
6 Treasury are invested. The legislative delegation of Talladega
7 County may determine which future projects are appropriate for
8 the expenditure of interest earned on funds held in the trust
9 account. No expenditures shall be made from the Special Tax
10 Trust Fund until after the expiration of five years from the
11 establishment of the trust account. After such time only the
12 interest on the Special Tax Trust Fund may be expended on
13 projects and/or the financing of projects, including bonded
14 indebtedness, submitted to the Talladega County legislative
15 delegation for approval.

16 "b. Revenues currently in the Debt Retirement Fund
17 provided for in Act 91-533 which are not needed to retire
18 current indebtedness shall be distributed as follows: 1. The
19 first one hundred thousand dollars (\$100,000) to purchase
20 vehicles for the Talladega County Sheriff's Department.

21 "2. The balance remaining shall be divided and
22 equally distributed in a lump sum for the purposes addressed
23 above in subdivisions (2) and (4).

24 "c. The Talladega County Economic Development
25 Authority shall act in an advisory capacity to the Talladega
26 County legislative delegation in regard to expenditures from
27 the Talladega County Special Tax Trust Fund. The authority

1 shall report to the legislative delegation annually beginning
2 September 1, 2000, and shall issue additional reports at other
3 times when requested by the delegation."

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