# HB423 ENROLLED



- 1 OZHCMM-2
- 2 By Representatives Hurst, Boyd, Robbins, Wood (R) (N & P)
- 3 RFD: Local Legislation
- 4 First Read: 02-May-23
- 5 2023 Regular Session



2 Enrolled, An Act,

Relating to Talladega County; to amend Section 11 of

Act 91-533 of the 1991 Regular Session (Acts 1991, p. 948), as

last amended by Act 2019-156 of the 2019 Regular Session, to

further provide for the distribution of a special county sales

and use tax; and to repeal Act 2015-515 of the 2015 Regular

Session, relating to the distribution of a portion of the

special sales and use tax.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 11 of Act 91-533 of the 1991 Regular Session (Acts 1991, p. 948), as amended by Act 2019-156 of the 2019 Regular Session, is amended to read as follows:

"Section 11. All revenues arising from the taxes herein levied shall be deposited in a special fund, designated as the Talladega County Special Tax Fund. An amount up to fifty thousand dollars (\$50,000) annually, plus any existing funds on deposit in the fund for professional services on the effective date of the act adding this amendatory language, shall, upon approval of the Talladega County legislative delegation, shall be used for personnel and/or professional services as deemed necessary by the delegation to assist in the administration and coordination of the projects designated in this act Talladega County Commission. The term "approval of the Talladega County legislative delegation" as used in this paragraph and throughout this act, shall constitute the approval of the Senate member and any two (2) House



representatives from said county. The remaining amounts shall be distributed by the county commission in the following manner:

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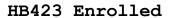
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- (1) Twelve percent to the Talladega County Association of Volunteer Fire Departments be further distributed equally among the certified volunteer fire departments whose principal fire station is located in the county.
- 36 (2) Twelve percent, plus any existing funds in the 37 bridge fund on the effective date of the act adding this language, to the bridge fund to be used towards the 38 39 construction and/or financing of a bridge across Coosa River connecting Talladega and Shelby Counties at the site 40 previously served by a ferry. The Talladega Economic 41 Development Authority shall make recommendations to the 42 43 Talladega County Commission as to the expenditure of these funds. Approval by the Talladega County legislative 44 45 delegation, as defined above, is required prior to the expenditure of any funds. If the Talladega Economic 46 47 Development Authority fails to make a recommendation acceptable to the Talladega County legislative delegation, 48 49 then final disposition of said funds shall be at the sole 50 discretion of the Talladega County legislative delegation. 51 Distribution of these discretionary funds shall be approved by 52 the Talladega County legislative delegation, as defined above 53 at the discretion of the county commission for costs related 54 to rural county roads and bridges, to include Cheaha Road.
  - (3) Ten percent to fund the commitment made by the Talladega County Commission to the Honda project.



(4) Ten Four percent to the Talladega County Health



58	Department for construction and/or financing of new facility
59	to serve North Talladega County, and to fund maintenance and
60	operation expenses for Talladega County health programs
61	located in Sylacauga and Talladega. The Talladega Economic
62	Development Authority shall make recommendations to the
63	Talladega County Commission as to the expenditure of these
64	funds. Approval by the Talladega County legislative
65	delegation, as defined above, is required prior to the
66	expenditure of any funds. If the Talladega Economic
67	Development Authority fails to make a recommendation
68	acceptable to the Talladega County legislative delegation,
69	then final disposition of said funds shall be at the sole
70	discretion of the Talladega County legislative delegation.
71	Distribution of these discretionary funds shall be approved by
72	the Talladega County legislative delegation, as defined above
73	for maintenance and repairs of the health department building.
74	Notwithstanding the distribution in this subdivision, the
75	amount of one million five hundred thousand dollars
76	(\$1,500,000) from the existing funds on deposit in the Health
77	Department Fund on the effective date of the act adding this
78	language shall be allocated to the East Alabama Rural
79	Innovation and Training Hub.
80	(5) Ten percent to the Talladega County Economic
81	Development Authority.
82	(6) Ten percent for development of water lines to serve
83	Talladega County residents and industry for improved fire

protection and rural development. The Talladega Economic



- 85 Development Authority shall make recommendations to the
- 86 Talladega County Commission as to the expenditure of these
- funds. Approval by the Talladega County legislative
- 88 delegation, as defined above, is required prior to the
- 89 expenditure of any funds. If the Talladega Economic
- 90 Development Authority fails to make a recommendation
- 91 acceptable to the Talladega County legislative delegation,
- 92 then final disposition of said the funds shall be at the sole
- 93 discretion of the Talladega County legislative delegation. The
- 94 term "approval by the Talladega County legislative delegation"
- as used in this subdivision and for purposes of this act,
- 96 shall mean the approval of the members of the House of
- 97 Representatives who reside within Talladega County.
- 98 Distribution of these discretionary funds shall be approved by
- 99 the Talladega County legislative delegation, as defined above.
- 100 (7) Five percent to the public libraries in Talladega
- 101 County located in Childersburg, Lincoln, Munford, Sylacauga,
- 102 and Talladega to be distributed on a pro rata basis by
- 103 population of each municipality.
- 104 (8) Five percent to the Talladega County Commission
- 105 fund that is used to match federal and state funds for roads
- 106 and bridges in Talladega County.
- 107 (9) Five percent for the maintenance and renovation of
- 108 county-owned buildings as needed and as determined by the
- 109 county commission, including as first priority the courthouse
- 110 annex located in Sylacauga.
- 111 (10) Four percent to be used to improve the supply and
- quality of the water in North Talladega County, particularly



113 to enhance water supplies and capacities for communities 114 within North Talladega County in and around the Talladega 115 Municipal Airport, including, but not limited to, the addition 116 and maintenance of water towers. The Talladega Economic 117 Development Authority shall make recommendations to the Talladega County Commission as to the expenditure of these 118 funds. Approval by the Talladega County legislative 119 120 delegation, as defined above, is required prior to the 121 expenditure of any funds. If the Talladega Economic Development Authority fails to make a recommendation 122 123 acceptable to the Talladega County legislative delegation, then final disposition of said the funds shall be at the sole 124 discretion approval of the Talladega County legislative 125 126 delegation. Distribution of these discretionary funds shall be 127 approved by the Talladega County legislative delegation, as defined above. 128 129 (11) Four Ten percent to be used to hire additional law 130 enforcement officers in the Talladega County Sheriff's 131 Department to better serve the rural residents of Talladega 132 personnel for the public safety radio system or for other law 133 enforcement purposes, at the determination needed by the

135 (12) Two percent divided equally and distributed to the 136 ARC programs of North and South Talladega County located in 137 Sylacauga and Talladega.

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county commission.

138 (13) Two percent to the Talladega Childrens

139 Rehabilitation Office for rehabilitation services in Talladega

140 County.



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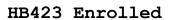
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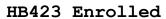
(14) -a. Any remaining revenue proceeds shall be deposited into a trust fund called the Talladega County Special Tax Trust Fund. As the need for the funds in items (1) to (13), inclusive, becomes obsolete as determined by the Talladega County Economic Development Authority, and as agreed to by the Talladega County legislative delegation, or in the alternative as determined by the Talladega County legislative delegation, the percentage allotted to any particular item also shall be deposited in the Special Tax Trust Fund to be invested in the same manner as other funds in the County Treasury are invested. The legislative delegation of Talladega County may determine which future projects are appropriate for the expenditure of interest earned on funds held in the trust account. No expenditures shall be made from the Special Tax Trust Fund until after the expiration of five years from the establishment of the trust account. After such time only the interest on the Special Tax Trust Fund may be expended on projects and/or the financing of projects, including bonded indebtedness, submitted to the Talladega County legislative delegation for approval. b. Revenues currently in the Debt Retirement Fund provided for in Act 91-533 which are not needed to retire current indebtedness shall be distributed as follows: 1. The first one hundred thousand dollars (\$100,000) to purchase vehicles for the Talladega County Sheriff's Department.

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





169	c. The Talladega County Economic Development Authority
170	shall act in an advisory capacity to the Talladega County
171	legislative delegation in regard to expenditures from the
172	Talladega County Special Tax Trust Fund. The authority shall
173	report to the legislative delegation annually beginning
174	September 1, 2000, and shall issue additional reports at other
175	times when requested by the delegation. The amount of three
176	million five hundred thousand dollars (\$3,500,000) from
177	existing funds on deposit on the effective date of the act
178	adding this amendatory language in the Talladega County
179	Special Trust Fund shall be allocated to the East Alabama
180	Rural Training and Innovation Hub. Thereafter, any remaining
181	funds and future revenues shall be used for rural Talladega
182	County projects, at the discretion of the Talladega County
183	Commission, subject to approval of the Talladega County
184	legislative delegation."
185	Section 2. Act 2015-515 of the 2015 Regular Session,
186	relating to the distribution of a portion of the special sales
187	and use tax, is repealed.
188	Section 3. This act shall become effective immediately
189	following its passage and approval by the Governor, or its
190	otherwise becoming law.





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194		Speaker of the House of	Representatives		
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199		President and Presiding Off	ficer of the Senate		
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202	House of Representatives				
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204	-	I hereby certify that the wit	thin Act originated in and		
205	was pas	ssed by the House 16-May-23.			
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207		Jo	hn Treadwell		
208		Cl	erk		
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216	Senate	23-May-23	Passed		