

1 HB148
2 216374-2
3 By Representative Wingo (Constitutional Amendment)
4 RFD: Economic Development and Tourism
5 First Read: 13-JAN-22

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ENROLLED, An Act,

To propose a local constitutional amendment to the Constitution of Alabama of 1901, for Jefferson County and Tuscaloosa County, relating to privately owned sewer systems; to bring certain privately owned sewer systems that use public rights-of-way of public roads in the city limits of Lake View under the jurisdiction of the Public Service Commission.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 1901, is proposed and shall become valid as a part of the Constitution when all requirements of this act are fulfilled:

PROPOSED AMENDMENT

(a) This amendment shall apply only in Jefferson County and Tuscaloosa County.

(b) Any privately owned plant, property, or facility used for the collection, treatment, or disposal of sewage that uses, directly or through a lease or contract, public rights-of-way of public roads for any part of its collection or disposal system and that has residential or commercial customers located in the city limits of Lake View in Tuscaloosa County and Jefferson County that are billed a flat service fee or fee based on water usage shall be certified and regulated by the Public Service Commission, beginning January

1 1, 2023 and ending December 31, 2027, in relation to all of
2 the customers of the entity located in the city limits of Lake
3 View in Jefferson County and Tuscaloosa County, and in the
4 unincorporated areas of Tuscaloosa County.

5 Upon ratification of this constitutional amendment
6 and contingent upon the ratification of the Constitution of
7 Alabama of 2022, the Code Commissioner shall number and place
8 this amendment as appropriate in the constitution based upon a
9 logical sequence and the particular subject or topic of the
10 amendment. In this amendment, the Code Commissioner may change
11 capitalization, spelling, and punctuation for the purpose of
12 style and uniformity; correct manifest grammatical, clerical,
13 and typographical errors; and correct incorrect
14 cross-references. When publishing the Constitution of Alabama
15 of 2022, as amended, the Code Commissioner may omit this
16 instructional paragraph.

17 Section 2. An election upon the proposed amendment
18 shall be held in accordance with Section 284.01 of the
19 Constitution of Alabama of 1901, now appearing as Section
20 284.01 of the Official ReCompilation of the Constitution of
21 Alabama of 1901, as amended, and the election laws of this
22 state.

23 Section 3. The appropriate election official shall
24 assign a ballot number for the proposed constitutional
25 amendment on the election ballot and shall set forth the

1 following description of the substance or subject matter of
2 the proposed constitutional amendment:

3 "Relating to Jefferson County and Tuscaloosa County,
4 proposing an amendment to the Constitution of Alabama of 1901,
5 to bring certain privately owned sewer systems that use public
6 rights-of-way of public roads in the city limits of Lake View
7 under the jurisdiction of the Public Service Commission,
8 beginning January 1, 2023 and ending December 31, 2027.

9 "Proposed by Act _____"

10 This description shall be followed by the following
11 language:

12 "Yes () No ()."

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 24-FEB-22.

Jeff Woodard
Clerk

Senate	07-APR-22	Amended and Passed
House	07-APR-22	Concurred in Senate Amendment