- 1 HB159
- 2 135492-2
- 3 By Representative Mask (Constitutional Amendment)
- 4 RFD: Economic Development and Tourism
- 5 First Read: 07-FEB-12
- 6 PFD: 02/06/2012

1	ENGROSSED
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4	A BILL
5	TO BE ENTITLED
6	AN ACT
7	
8	To propose an amendment to the Constitution of
9	Alabama of 1901, as amended, to authorize an incentive program
10	which the state may use for the purpose of creating and
11	retaining jobs and promoting economic and industrial
12	development in the state.
13	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
14	Section 1. The following amendment to the
15	Constitution of Alabama of 1901, as amended, is proposed and
16	shall become valid as a part thereof when approved by a
17	majority of the qualified electors voting thereon and in
18	accordance with Sections 284, 285, and 287 of the Constitution
19	of Alabama of 1901, as amended:
20	PROPOSED AMENDMENT
21	Part 1. The Legislature makes the following
22	findings:
23	(1) The economic well-being of the citizens of the
24	state will be enhanced by the increased development and growth
25	of industry within the state and it is in the best interests
26	of the state to provide for certain incentives to allow the
27	state to promote such economic development through the

recruitment, retention, and expansion of quality projects
within the state.

(2) The incentives provided in House Bill <u>or</u> 3 4 Senate Bill <u>160</u> of the Regular Session of 2012 of the 5 Alabama Legislature will assist the state in encouraging the retention of existing jobs that may otherwise be terminated or 6 7 displaced, and the creation of new jobs which may not otherwise exist within the state, and the incentives will help 8 9 retain and create sources of tax revenues for the state and 10 its political subdivisions.

(3) The powers to be granted and the purposes to be accomplished by House Bill <u>or Senate Bill</u> <u>160</u> of the Regular Session of 2012 of the Alabama Legislature are proper governmental and public purposes and the inducement of the recruitment, retention, or expansion of quality projects within the state is of paramount importance.

Part II. Notwithstanding any other provision of this Constitution, the provisions of House Bill <u>or Senate Bill</u> <u>19</u> <u>160</u> [Act No. 2012-] of the Regular Session of 2012 of the Alabama Legislature are hereby authorized, validated, enabled, confirmed, and ratified in all respects and, as such, shall be immune from any challenge based on either this Constitution or any other law of the State of Alabama.

24 Section 2. Upon enactment of either House Bill _____ 25 or Senate Bill _____ 160 of the Regular Session of 2012 of the 26 Alabama Legislature, an election upon the proposed amendment 27 shall be held in accordance with Sections 284 and 285 of the 1 Constitution of Alabama of 1901, now appearing as Sections 284 2 and 285 of the Official Recompilation of the Constitution of 3 Alabama of 1901, as amended, and the election laws of this 4 state.

5 Section 3. The appropriate election official shall 6 assign a ballot number for the proposed constitutional 7 amendment on the election ballot and shall set forth the 8 following description of the substance or subject matter of 9 the proposed constitutional amendment:

10 "Proposing an amendment to the Constitution of 11 Alabama of 1901, to authorize an incentive program which the 12 state may use for the purpose of creating and retaining jobs 13 and promoting economic and industrial development in the 14 state.

15 "Proposed by Act ."

16This description shall be followed by the following17language:

18 "Yes () No ()."

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3	House of Representatives
4 5 6 7	Read for the first time and re- ferred to the House of Representa- tives committee on Economic Devel- opment and Tourism
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9 10	Read for the second time and placed on the calendar
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12 13	Read for the third time and passed as amended 16-FEB-12
14	Yeas 65, Nays 22, Abstains 2

Greg Pappas Clerk

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