

1 HB527  
2 151449-4  
3 By Representative McCampbell (N & P)  
4 RFD: Local Legislation  
5 First Read: 25-FEB-14

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
12

13 Relating to Sumter County; to amend Act 83-480,  
14 (Acts 1983, p. 672), as amended, which levies fees on the  
15 disposal of certain wastes and distributes the proceeds of the  
16 fees; to amend Section 4 of the act; to provide further for  
17 the distributions of the proceeds of the fees; to repeal  
18 conflicting local Act 90-612, (Acts 1990, p. 1124), as amended  
19 by Act 94-700, (Acts 1994, p. 1350); and to provide that the  
20 legal operation of this act is contingent upon the enactment  
21 at the 2014 Regular Session of an act amending Sections  
22 22-30A-2.1 and 22-30A-4, Code of Alabama 1975, to restore  
23 funding for the distributions made in this act.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25 Section 1. Section 4 of Act 83-480, (Acts 1983, p.  
26 672), as amended, is hereby further amended to read as  
27 follows:

1                   "Section 4. (a) From the \$.40 per ton portion  
2 dedicated for health purposes pursuant to Section 22-30B-4,  
3 Code of Alabama 1975, the following distributions shall be  
4 made:

5                   (1) Thirty-five percent (35%) to the Sumter County  
6 Health Department.

7                   (2) Thirty-six percent (36%) to the Hill Hospital  
8 Board of Directors.

9                   (3) Fourteen percent (14%) to West Alabama Mental  
10 Health.

11                   (4) Five percent (5%) to the Sumter County EMS.

12                   (5) Five percent (5%) to the Sumter Department of  
13 Human Resources.

14                   (6) Five percent (5%) to the Sumter Board of  
15 Education.

16                   (b) The net revenue generated by fees levied by Act  
17 83-480 shall be disbursed by Sumter County no later than the  
18 15th day of each month as follows:

19                   (1) Four thousand one hundred sixty-six dollars  
20 sixty-seven cents (\$4,166.67) to the Hill Hospital (Bond  
21 Obligation).

22                   (2) Eight thousand three hundred thirty-three  
23 dollars thirty-three cents to the Sumter Industrial Board.

24                   (3) Two thousand five hundred dollars (\$2,500) to  
25 the North Sumter Day Care Center.

26                   (4) Four thousand one hundred sixty-six dollars  
27 sixty-seven cents (\$4,166.67) to the Solid Waste Fund.

1           (5) Eight hundred thirty-three dollars thirty-three  
2 cents (\$833.33) to the York Library.

3           (6) Eight hundred thirty-three dollars thirty-three  
4 cents (\$833.33) to the Ruby Pickens Tartt Library.

5           (7) Eight hundred thirty-three dollars thirty-three  
6 cents (\$833.33) to the Sumter Department of Human Resources to  
7 be used for client services, including, but not limited to,  
8 transportation expenses.

9           (8) Eight thousand three hundred thirty-three  
10 dollars thirty-three cents (\$8,333.33) to the City of  
11 Livingston Fire and Rescue Department to be used for training  
12 and equipment for response to hazardous material cleanup,  
13 containment, or disposal throughout the county. If other  
14 certified public hazardous material responders are established  
15 after the effective date of this act, the City of Livingston  
16 Fire and Rescue Department may share the proceeds  
17 proportionately with other certified units based on the area  
18 or areas served.

19           "(c) The Sumter County Commission shall disburse the  
20 remaining funds collected pursuant to Act 83-480 as follows:

- |   |      |
|---|------|
| 21           (1) North Sumter Development           | 1%   |
| 22           (2) South Sumter Development Authority | 1%   |
| 23           (3) Sumter Fine Arts Council           | 1%   |
| 24           (4) Soil and Water Conservation        | .50% |
| 25           (5) City of Livingston                 | 5%   |

1	(6) City of York	5%
2	(7) Town of Epes	2%
3	(8) Town of Gainesville	2%
4	(9) Town of Cuba	2%
5	(10) Town of Geiger	3%
6	(11) Town of Emelle	3%
7	(12) Sumter Library Systems	1%
8	(13) Coleman Culture Center	.50%
9	(14) Sumter Historical Society	.50%
10	(15) Sumter Rescue Squad	1%
11	(16) Sumter Board of Education	17.5%
12	(17) University of West Alabama	5.5%
13	(18) Alabama Forestry Commission	1%
14	(19) Sumter Parks and Recreation Board	5%
15	(20) Sumter Commission - Unearmarked	22%
16	(21) Sumter Commission General Fund	
17	Earmarked for the county legislative	
18	delegation office, administrative	
19	costs, and accounting services for the	
20	county	6%
21	(22) Sumter Trust Fund (Stipulations)	3.5%
22	(23) Law Enforcement Task Force	.50%
23	(24) Sumter Fire Fighters Association	1.0%

1	(25) Federation of Southern Co-ops	.50%
2	(26) Children of the Village	.50%
3	(27) Home Away from Home	.50%
4	(28) West Mid Alabama Development Cor-	
5	poration	.50%
6	(29) Sumter County Alumni Association	.50%
7	(30) Chamber of Commerce-Sumter County	.50%
8	(31) Sumter County Community Correc-	
9	tions	.50%
10	(32) Sumter Sewer Authority	3%,
		but not exceeding \$100,000
		per fiscal year. Any per-
		centage amounts that would
		exceed this \$100,000 cap
		shall be distributed as
		provided in subsection (d)
11		by the county commission.
12	(33) Sumter Water Authority	3%

13                   "(d) (1) All recipients of funds pursuant to  
14 subsection (c) must be a nonprofit or governmental entity and  
15 must provide an annual financial report to the Chair of the  
16 Sumter County Commission and the Sumter County legislative  
17 delegation. The delegation may also adopt rules for and

1 require the application of additional financial assurances of  
2 an entity, including the requirement of periodic audits of the  
3 entities.

4 "(2) If any nonprofit receiving payment pursuant to  
5 subsection (c) is dissolved or loses its nonprofit status, its  
6 distributive share shall be held in trust by the Sumter County  
7 Commission for up to one fiscal quarter and shall be  
8 redistributed by resolution to one or more nonprofit or  
9 governmental entities named in subsection (c)."

10 Section 2. Act 90-612, (Acts 1990, p. 1124), 1990  
11 Regular Session, as amended by Act 94-700, (Acts 1994, p.  
12 1354), 1994 Regular Session, is hereby repealed.

13 Section 3. This act shall become legally operative  
14 only if a general bill is enacted by the Legislature in the  
15 2014 Regular Session that restores funding for this act by  
16 amending Sections 22-30B-2.1 and 22-30B-4, Code of Alabama  
17 1975.

18 Section 4. This act shall become effective, subject  
19 to the contingency provided in Section 3, on the first day of  
20 the third month following its passage and approval by the  
21 Governor, or its otherwise becoming law.