

1 HB558
2 167946-1
3 By Representatives Henry and Collins (N & P)
4 RFD: Local Legislation
5 First Read: 28-APR-15

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to the City of Hartselle in Morgan County;
14 authorizing the governing body to increase ad valorem taxation
15 and providing for a referendum.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. (a) Pursuant to Amendment 456 of the
18 Constitution of Alabama of 1901, now appearing as Section 22
19 of the Local Amendments, Morgan County, of the Official
20 Recompilation of the Constitution of Alabama of 1901, as
21 amended, the Special School District Tax now levied and
22 collected at a rate of seventy-three cents (\$0.73) on each one
23 hundred dollars (\$100) of assessed value of taxable property
24 in the City of Hartselle, Alabama is set to expire on
25 September 30, 2017. The expiration of the Special School
26 District Tax on September 30, 2017, will result in a decrease
27 of the Hartselle City School Special District School Tax from

1 one dollar and thirteen cents (\$1.13) on each one hundred
2 dollars (\$100) of assessed value of taxable property to forty
3 cents (\$0.40) on each one hundred dollars (\$100) of assessed
4 value of taxable property. The City of Hartselle currently
5 levies a municipal ad valorem tax of fifty cents (\$0.50) on
6 each one hundred dollars (\$100) of assessed value of taxable
7 property and desires to increase the rate of its ad valorem
8 tax by seventy-three cents (\$0.73) on each one hundred dollars
9 (\$100) of assessed value of taxable property, such increase to
10 be levied for and on behalf of the Hartselle City Board of
11 Education to be used for general public school purposes, in
12 order to replace the expiring Special School District Tax
13 levied at the same rate.

14 (b) Pursuant to Amendment 373(f) of the Constitution
15 of Alabama of 1901, now appearing as Section 217(f) of the
16 Official Recompilation of the Constitution of Alabama of 1901,
17 as amended, the governing body of the City of Hartselle has
18 duly proposed, after a public hearing on such proposal, that
19 the City Council of Hartselle be authorized to increase the
20 rate at which the City of Hartselle's municipal ad valorem
21 taxes are levied on taxable property situated therein an
22 additional seventy-three cents (\$0.73) of tax on each one
23 hundred dollars (\$100) of assessed value of taxable property
24 effective October 1, 2017. The additional seventy-three cents
25 (\$0.73) of tax on each one hundred dollars (\$100) of assessed
26 value of taxable property in the City of Hartselle tax shall
27 be used for general public school purposes and shall be

1 collected every year beginning October 1, 2017 in order to
2 replace the Special School District Tax levied at the same
3 rate, which tax shall expire on September 30, 2017.

4 (c) The governing body of the City of Hartselle has
5 requested that the Legislature approve the proposed
6 authorization for the City Council of the City of Hartselle to
7 increase the ad valorem tax, as provided in Amendment 217(f),
8 subject to approval by majority vote of the qualified electors
9 residing in the City of Hartselle who vote on the proposal at
10 a special municipal election called and held for such purpose
11 not later than March 31, 2016.

12 (d) Notice of the intention to propose this act has
13 been published, without cost to the State of Alabama, in the
14 county whereby the City of Hartselle is situated, namely,
15 Morgan County, in accordance with the requirements set forth
16 in Section 106 of the Constitution of Alabama of 1901, as
17 amended.

18 Section 2. The Legislature does hereby approve a
19 proposed increase of seventy-three cents (\$0.73) in the rate
20 of ad valorem taxes effective October 1, 2017 that may be
21 levied by the City Council of the City of Hartselle after the
22 electors of the City of Hartselle approve of the increase at a
23 referendum. The additional tax revenue from the increase shall
24 be distributed to the Hartselle City Board of Education to be
25 used for public school purposes. No increase shall take effect
26 until it has been approved by majority vote of the qualified
27 electors residing in the City of Hartselle who vote on the

1 proposal at a special municipal election held in the City of
2 Hartselle not later than March 31, 2016. Following approval in
3 the municipal election, the tax increase shall become
4 effective in the tax year beginning October 1, 2017.

5 Section 3. The provisions of this act are severable.
6 If any part of this act is declared invalid or
7 unconstitutional, that declaration shall not affect the part
8 that remains.

9 Section 4. This act shall become effective
10 immediately following its passage and approval by the
11 Governor, or its otherwise becoming law.